

**OFFICIAL PROCEEDINGS
MINNEAPOLIS CITY COUNCIL**

**REGULAR MEETING OF
MAY 13, 2016**

(Published May 21, 2016, in *Finance and Commerce*)

CALL TO ORDER

Council Vice President Glidden called the meeting to order at 9:30 a.m. in the Council Chamber, a quorum being present.

Present - Council Members Kevin Reich, Cam Gordon, Jacob Frey, Blong Yang, Abdi Warsame, Lisa Goodman, Elizabeth Glidden, Alondra Cano, Lisa Bender, John Quincy, Andrew Johnson, Linea Palmisano.

Absent - Council President Barbara Johnson.

On motion by Cano, the agenda was amended to add under the Order of Resolutions a resolution recognizing Haitian Flag Day.

On motion by Quincy, the agenda, as amended, was adopted.

On motion by Quincy, the minutes of the regular meeting of April 29, 2016, were adopted.

On motion by Quincy, the petitions, communications, and reports were referred to the proper Committees.

The following actions, resolutions, and ordinances were signed by Mayor Betsy Hodges on May 18, 2016. Minnesota Statutes, Section 331A.01, Subd 10, allows for summary publication of ordinances and resolutions in the official newspaper of the city. A complete copy of each summarized ordinance and resolution is available for public inspection in the Office of City Clerk.

REPORTS OF STANDING COMMITTEES

The COMMUNITY DEVELOPMENT & REGULATORY SERVICES Committee submitted the following reports:

On behalf of the Community Development & Regulatory Services Committee, Goodman offered Resolution 2016R-184 approving the sale of the property at 4640 Portland Ave S (Disposition Parcel No. TF-866) to Wilson Molina for \$80,000, subject to conditions.

The following is the complete text of the unpublished summarized resolution.

May 13, 2016

RESOLUTION 2016R-184
By Goodman

Authorizing sale of land Disposition Parcel TF-866, under the Vacant Housing Recycling Program at 4640 Portland Ave.

Whereas, the City of Minneapolis, hereinafter known as the City, has received an offer to purchase and develop Disposition Parcel TF-866 in the Field Neighborhood, from Wilson Molina, hereinafter known as the Redeveloper, the Parcel TF-866, being the following described land situated in the City of Minneapolis, County of Hennepin, State of Minnesota to wit:

LEGAL DESCRIPTION of TF-866; 4640 Portland Ave: Lot 11, Block 9, "F.A. Savage's Portland Ave. Addition to Minneapolis"; and

Whereas, the Redeveloper has offered to pay the sum of \$80,000 for Parcel TF-866; the offer includes a development plan and commitment to improve by rehabilitating the existing structure. This offer is in accordance with the Redevelopment Plan and/or Program; and

Whereas, the Redeveloper has submitted to the City a statement of financial responsibility and qualifications; and

Whereas, the City has had the re-use value reviewed by an appraisal expert, stating that the re-use value opinion is consistent with accepted methods of aiding the City in determining a \$80,000 re-use value for the Parcel; and

Whereas, pursuant to due notice thereof published in Finance and Commerce on Friday, April 22, 2016, a public hearing on the proposed sale was duly held on May 3, 2016, at the Minneapolis City Hall, 350 South 5th Street, Room 317, at 1:30 p.m., in the City of Minneapolis, County of Hennepin, State of Minnesota;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the re-use value, for uses in accordance with the Redevelopment Plan and/or Program is hereby determined to be the sum of \$80,000 for Parcel TF-866.

Be It Further Resolved that the acceptance of the offer and proposal is hereby determined to be in the best interests of the City and its people and that the transaction furthers the City's general plan of economic development in accordance with the City's approved disposition policy and it is further determined that the Redeveloper possesses the qualifications and financial resources necessary to acquire and develop the Parcel in accordance with the Redevelopment Plan and/or Program.

Be It Further Resolved that the proposal be and the same is hereby accepted, subject to the execution of a contract for the sale of land and further subject to the following conditions: 1) land sale closing must occur on or before 90 days from the date this Resolution is approved by the City; and 2) payment of holding costs of \$300.00 per month if the land sale closing does not occur on or before the closing deadline.

Be It Further Resolved that the sale conditions described above may be waived or amended with the approval of the Department of Community Planning & Economic Development Director.

Be It Further Resolved that upon publication of this Resolution the Finance Officer or other appropriate official of the City be and the same is hereby authorized to execute and deliver the contract to the Redeveloper; provided, however, that this Resolution does not constitute such a contract and no such contract shall be created until executed by the Finance Officer or other appropriate official of the City.

Be It Further Resolved that the Finance Officer or other appropriate official of the City is hereby authorized to execute and deliver a conveyance of the land to the Redeveloper in accordance with the provisions of the executed contract and upon payment to the City for the purchase price thereof; provided, however, that this Resolution does not constitute such a conveyance and no such conveyance shall be created until executed and delivered by the Finance Officer or other appropriate official of the City.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano (12)

Noes: (0)

Absent: President Johnson (1)

The resolution was adopted.

On behalf of the Community Development & Regulatory Services Committee, Goodman offered Resolution 2016R-185 approving the sale of the property at 2548 12th Ave S (Disposition Parcel No. TF-876) to Charles Browning for \$30,000, subject to conditions; if Charles Browning fails to close, approving sale of property to Wilson Molina for \$30,000, subject to conditions.

The following is the complete text of the unpublished summarized resolution.

RESOLUTION 2016R-185

By Goodman

Authorizing sale of land Disposition Parcel TF-876, under the Vacant Housing Recycling Program at 2548 12th Ave S.

Whereas, the City of Minneapolis, hereinafter known as the City, has received an offer to purchase and develop disposition Parcel TF-876, in the Midtown Phillips neighborhood, from Charles Browning, hereinafter known as the Redeveloper and another offer to purchase and develop Parcel TF-876, from Wilson Molina hereinafter known as the Alternate Redeveloper, the Parcel TF-876, being the following described land situated in the City of Minneapolis, County of Hennepin, State of Minnesota to wit:

LEGAL DESCRIPTION of TF-876; 2548 12th Ave S: Lot 13, Block 1, Elliotts Rearrangement of Blocks 9, 10, 15 and 16 of Brackett and Bovey's Addition to Minneapolis; and

Whereas, the Redeveloper has offered to pay the sum of \$30,000, for Parcel TF-876; the offer included a development plan and commitment to improve by rehabilitating the existing structure. This offer is in accordance with the applicable Redevelopment Plan and/or Program; and

Whereas, the Alternate Redeveloper has offered to pay the sum of \$30,000 for Parcel TF-876; the offer included a development plan and commitment to improve by rehabilitating the existing structure. This offer is in accordance with the applicable Redevelopment Plan and/or Program; and

Whereas, both the Redeveloper and the Alternate Redeveloper have submitted to the City statements of financial responsibility and qualifications; and

Whereas, the City has had the re-use value reviewed by an appraisal expert, stating that the re-use value opinion is consistent with the accepted methods in aiding the City in determining a re-use value for the Parcel; and

Whereas, pursuant to due notice thereof published in *Finance and Commerce* on April 22, 2016, a public hearing on the proposed sale was duly held on May 3, 2016, at the regularly scheduled Community Development & Regulatory Services Committee meeting of the City Council, at the Minneapolis City Hall, 350 South 5th Street, Room 317, at 1:30 p.m., in the City of Minneapolis, County of Hennepin, State of Minnesota;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the re-use value for uses in accordance with the Redevelopment Plan and/or Program is hereby determined to be the sum of \$30,000 for Parcel TF-876.

Be It Further Resolved that the acceptance of the offers and proposals are both hereby determined to be in the best interests of the City and its people and that the transaction furthers the City's general plan of economic development in accordance with the City's approved disposition policy and it is further determined that both the Redeveloper and the Alternate Redeveloper possess the qualifications and financial resources necessary to acquire and develop the parcel in accordance with the Redevelopment Plan and/or Program, but that the City prefers the Redeveloper's proposal over the Alternate Redeveloper's proposal.

Be It Further Resolved that the Redeveloper's proposal is hereby accepted, subject to the execution of a contract for the sale of land and further subject to the following conditions: 1) land sale closing must occur on or before 90 days from the date this Resolution is approved by the City; and 2) payment of holding costs of \$300.00 per month if the land sale closing does not occur on or before the closing deadline.

Be It Further Resolved that if and only if Redeveloper fails to close on the land sale pursuant to the conditions described above, the Alternate Redeveloper's proposal is hereby accepted, subject to the execution of a contract for the sale of land and further subject to the following conditions: 1) land sale closing must occur on or before 30 days from the date of City notification to the Alternate Redeveloper; and 2) payment of holding costs of \$300.00 per month from the date of notification if the land sale closing does not occur on or before 30 days from the date of City notification to the Alternate Redeveloper.

Be It Further Resolved that the sale conditions described above may be waived or amended with the approval of the Department of Community Planning & Economic Development Director.

Be It Further Resolved that upon publication of this Resolution, the Finance Officer or other appropriate official of the City be and the same is hereby authorized to execute and deliver the contract to the Redeveloper or Alternate Redeveloper, as appropriate; provided, however, that this Resolution does not constitute such a contract and no such contract shall be created until executed by the Finance Officer or other appropriate official of the City.

Be It Further Resolved that the Finance Officer or other appropriate official of the City is hereby to execute and deliver a conveyance of the land to the Redeveloper or the Alternate Redeveloper, as appropriate; in accordance with the provisions of the executed contract and upon payment to the City for the purchase price thereof; provided, however, that this Resolution does not constitute such a conveyance and no such conveyance shall be created until executed and delivered by the Finance Officer or other appropriate City official of the City.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano (12)

Noes: (0)

Absent: President Johnson (1)

The resolution was adopted.

On behalf of the Community Development & Regulatory Services Committee, Goodman offered Resolution 2016R-186 approving the issuance of up to \$25 million in 501(c)(3) Tax-exempt Revenue Bonds (Hiawatha Academies Project, 3810 E 56th St, 1611 E 46th St, 4640 17th Ave) to finance the acquisition of school buildings in which Hiawatha Academies operates public charter schools, the funding of a debt service reserve fund, and the payment of a portion of the costs of issuing the bonds.

The following is the complete text of the unpublished summarized resolution.

RESOLUTION 2016R-186
By Goodman

Authorizing the issuance, sale, and delivery of Charter School Lease Revenue Bonds (Hiawatha Academies Project, 3810 E 56th St, 1611 E 46th St, 4640 17th Ave), Series 2016, in one or more series; approving the form of and authorizing the execution and delivery of the bonds and related documents; providing for the security, rights, and remedies with respect to the bonds; and granting approval for certain other actions with respect thereto.

Resolved by The City Council of The City of Minneapolis:

1. **STATUTORY AUTHORIZATION.** The City of Minneapolis, a home rule city, municipal corporation, and political subdivision of the State of Minnesota (the "City"), is duly organized and existing under its Charter and the Constitution and laws of the State of Minnesota. The City is authorized by the provisions of the Minnesota Municipal Industrial Development Act, Minnesota Statutes, Sections 469.152 through 469.1655, as amended (the "Act"), to issue revenue bonds to finance, in whole or in part, the costs of the acquisition, construction, reconstruction, improvement, betterment, or extension of a project comprised of any properties, real or personal, used or useful in connection with a revenue producing enterprise, whether or not operated for profit, or any combination of two or more such enterprises engaged in any business. In connection with the issuance of such revenue bonds, the City is

further authorized to enter into a revenue agreement with a contracting party under which the contracting party agrees to make payments as necessary to provide for the prompt payment of the principal of and interest on such revenue bonds. The contracting party is authorized to mortgage or otherwise encumber or grant a security interest in any project and its revenues to secure the timely payment of the revenue bonds issued by the City under the Act.

2. THE BORROWER AND THE PROJECT. Hiawatha ABC, a Minnesota nonprofit corporation (the “Borrower”), and Hiawatha Academies, a Minnesota nonprofit corporation and an operating public charter school (the “School”), have requested that the City issue revenue bonds under the provisions of the Act to finance: (i) the acquisition of the following school buildings in which the School operates public charter schools: (A) an existing school building located at 3810 East 56th Street in the City containing approximately 36,400 square feet of space and currently designated as Hiawatha Leadership Academy — Morris Park with a current enrollment of approximately 400 students; (B) an existing school building located at 1611 East 46th Street in the City containing approximately 43,700 square feet of space and currently designated as Hiawatha Leadership Academy — Northrop with a current enrollment of approximately 225 students; and (C) an existing school building located at 4640 17th Avenue South in the City containing approximately 41,200 square feet of space and currently designated as Hiawatha Collegiate High School (but proposed to be converted to a middle school after its acquisition by the Borrower by the 2018-2019 school year) with a current enrollment of approximately 100 students (collectively, the “Project”); (ii) the funding of a debt service reserve fund; and (iii) the payment of a portion of the costs of issuing the Bonds. The Project will be owned by the Borrower and leased to the School. The School will operate public charter schools in the buildings of the Project for grades K-8. The Project comprises a “project” for purposes of the Act.

3. THE SERIES 2016 BONDS AND THE INDENTURE. To finance the acquisition of the Project and related costs, the City proposes to issue the following obligations: (i) Charter School Lease Revenue Bonds (Hiawatha Academies Project), Series 2016A (the “Series 2016A Bonds”); and (ii) Taxable Charter School Lease Revenue Bonds (Hiawatha Academies Project), Series 2016B (the “Series 2016B Bonds”). The Series 2016A Bonds and the Series 2016B Bonds are hereinafter referred to collectively as the “Series 2016 Bonds. The Series 2016 Bonds may be issued in more than two series as determined by the Finance Officer of the City and the designation of the Series 2016 Bonds may be altered in any manner determined by the Finance Officer in the discretion of the Finance Officer. The Series 2016 Bonds shall be issued in a principal amount not to exceed \$25,000,000 under the terms of an Indenture of Trust, dated on or after May 1, 2016 (the “Indenture”), between the City and a financial institution to be selected by the Borrower and the School to act as trustee (the “Trustee”). The Series 2016 Bonds shall bear interest at fixed rates established by the terms of the Indenture. The Series 2016 Bonds shall be designated, shall be numbered, shall be dated, shall mature, shall be subject to redemption prior to maturity, shall be in such form, and shall have such other terms, details, and provisions as are prescribed in the Indenture, in substantially the form on file with the City, with the amendments referenced herein. The City hereby authorizes a series of the Series 2016 Bonds to be issued as “tax-exempt bonds” the interest on which is excludable from gross income for federal and State of Minnesota income tax purposes. Any separate series of Series 2016 Bonds may be issued as “taxable bonds” if deemed necessary and appropriate by the Finance Officer and bond counsel.

The Finance Officer is hereby authorized to execute the Series 2016 Bonds on behalf of the City and to deliver the Series 2016 Bonds to the initial purchaser. All of the provisions of the Series 2016 Bonds, when executed as authorized herein, shall be deemed to be a part of this resolution as fully and to the same extent as if incorporated verbatim herein and shall be in full force and effect from the date of

execution and delivery thereof. The Series 2016 Bonds are hereby approved, with such necessary and appropriate variations, omissions, and insertions (including changes to the aggregate principal amount of each series of Series 2016 Bonds, the stated maturities of each series of Series 2016 Bonds, the principal amount of Series 2016 Bonds maturing on each maturity date, the interest rates on the Series 2016 Bonds, and the terms of redemption of the Series 2016 Bonds) as the Finance Officer shall determine in the discretion of the Finance Officer. The execution of the Series 2016 Bonds with the manual or facsimile signature of the Finance Officer and the delivery of the Series 2016 Bonds by the City shall be conclusive evidence of such determination.

The Finance Officer is hereby authorized to execute and deliver the Indenture on behalf of the City. The Indenture shall provide the terms and conditions, covenants, rights, obligations, duties, and agreements of the owners of the Series 2016 Bonds, the City, and the Trustee as set forth therein. All of the provisions of the Indenture, when executed as authorized herein, shall be deemed to be a part of this resolution as fully and to the same extent as if incorporated verbatim herein and shall be in full force and effect from the date of execution and delivery thereof. The Indenture shall be substantially in the form on file with the City, which is hereby approved, with such necessary and appropriate variations, omissions, and insertions as do not materially change the substance thereof, as the Finance Officer shall determine, in the discretion of the Finance Officer, and the execution thereof by the Finance Officer shall be conclusive evidence of such determination.

4. THE LOAN AGREEMENT. The proceeds derived from the sale of the Series 2016 Bonds are hereby authorized to be loaned to the Borrower under the terms and conditions of a Loan Agreement, dated on or after May 1, 2016 (the "Loan Agreement"), between the City and the Borrower. The loan repayments to be made by the Borrower under the Loan Agreement are fixed to produce revenues sufficient to provide for the prompt payment of principal of, premium, if any, and interest on the Series 2016 Bonds issued under this resolution when due, and the Loan Agreement also provides that the Borrower is required to pay all expenses of the operation and maintenance of the Project, including, but without limitation, adequate insurance thereon and insurance against all liability for injury to persons or property arising from the operation thereof, and all lawfully imposed taxes and special assessments levied upon or with respect to the Project and payable during the term of the Loan Agreement.

The Finance Officer is hereby authorized to execute and deliver the Loan Agreement on behalf of the City. All of the provisions of the Loan Agreement, when executed as authorized herein, shall be deemed to be a part of this resolution as fully and to the same extent as if incorporated verbatim herein and shall be in full force and effect from the date of execution and delivery thereof. The Loan Agreement shall be substantially in the form on file with the City, which is hereby approved, with such necessary and appropriate variations, omissions, and insertions as do not materially change the substance thereof, as the Finance Officer shall determine, in the discretion of the Finance Officer, and the execution thereof by the Finance Officer shall be conclusive evidence of such determination.

5. SECURITY FOR THE SERIES 2016 BONDS. The Series 2016 Bonds shall be special, limited obligations of the City payable solely from the following revenues of the Borrower and other security provided by the Borrower and the School: (i) the revenues derived from the Loan Agreement; (ii) a pledge and assignment of all School revenues, including money due to the School from the State of Minnesota Lease Aid Payment Program (the "Program"); (iii) an agreement to pay all money due to the School from the Program to a dedicated account subject to a monthly sweep to the trustee funds and accounts for the benefit of the holders of the Series 2016 Bonds; (iv) other revenues pledged to or otherwise received by the Borrower, except for those revenues necessary for ordinary operational expenses and

required under Minnesota law; (v) a debt service reserve fund to be held by a trustee for the benefit of the holders of the revenue bonds; (vi) a first mortgage and security agreement granted by the Borrower with respect to the Project; (vii) an operating reserve fund; and (viii) other security provided or arranged by the Borrower or the School.

The revenues and security pledged to the Series 2016 Bonds are pledged, assigned, and granted under the following documents: (i) a Mortgage, Security Agreement and Assignment of Rents, to be dated on or after May 1, 2016 (the "Mortgage"), from the Borrower, as mortgagor, to the Trustee, as mortgagee; (ii) an Assignment of Lease, dated on or after May 1, 2016 (the "Assignment"), from the Borrower, as assignor, to the Trustee, as assignee; and (iii) the Pledge and Covenant Agreement, dated on or after May 1, 2016 (the "Pledge Agreement"), from the School to the Trustee. The proceeds of the Series 2016 Bonds will be disbursed under the terms and conditions of a Disbursing Agreement, dated on or after May 1, 2016 (the "Disbursing Agreement"), among the Borrower, the Trustee, and a title insurance company selected by the Company and the School, as disbursing agent, and will be subject to the provisions of a Tax Regulatory Agreement, dated on or after May 1, 2016 (the "Tax Regulatory Agreement"), among the Borrower, the School, and the Trustee.

6. LIMITED OBLIGATIONS. As provided in the Loan Agreement, the Series 2016 Bonds shall not be payable from nor charged upon any funds other than the revenues pledged to their payment, nor shall the City be subject to any liability thereon, except as otherwise provided in this paragraph. No holder of the Series 2016 Bonds shall ever have the right to compel any exercise by the City of any taxing powers to pay the Series 2016 Bonds or the interest or premium thereon, or to enforce payment thereof against any property of the City except the interests of the City in the Loan Agreement and the revenues and assets thereunder, which will be assigned to the Trustee under the terms of the Indenture. The Series 2016 Bonds shall recite that the Series 2016 Bonds are issued pursuant to the Act, and that the Series 2016 Bonds, including interest and premium, if any, thereon, are payable solely from the revenues and assets pledged to the payment thereof, and the Series 2016 Bonds shall not constitute a debt of the City within the meaning of any constitutional or statutory limitations.

7. FINANCING DOCUMENTS. The Finance Officer is hereby authorized and directed to execute and deliver a Bond Purchase Agreement, dated on or after May 1, 2016, among the City, Piper Jaffray & Co. (the "Underwriter"), the Borrower, and the School (the "Bond Purchase Agreement"), and such additional agreements as bond counsel to the City considers appropriate in connection with the issuance of the Series 2016 Bonds (collectively, the "Financing Documents"). All of the provisions of the Financing Documents, when executed and delivered as authorized herein, shall be deemed to be a part of this resolution as fully and to the same extent as if incorporated verbatim herein and shall be in full force and effect from the date of execution and delivery thereof. The Financing Documents shall be substantially in the forms on file with the City which are hereby approved, with such omissions and insertions as do not materially change the substance thereof, as the Finance Officer, in the discretion of the Finance Officer, shall determine, and the execution of the Financing Documents by the Finance Officer shall be conclusive evidence of such determination.

8. CERTIFICATES AND OTHER DOCUMENTS OF THE CITY. The Finance Officer and other officers, employees, and agents of the City are hereby authorized to execute and deliver, on behalf of the City, such other documents as are necessary or appropriate in connection with the issuance, sale, and delivery of the Series 2016 Bonds, including: (i) an application to the Minnesota Department of Employment and Economic Development for approval of the Project; (ii) a general certificate of the City and a receipt and authorization certificate of the City to the Trustee; (iii) a Uniform Commercial Code

financing statement of the City; (iv) an Information Return for Tax-Exempt Private Activity Bond Issues—Internal Revenue Service Form 8038; (v) an endorsement of the City to the tax certificate of the Borrower and the School as to arbitrage and rebate and other tax matters; and (vi) similar documents.

9. TRUSTEE AUTHORIZATION TO EXECUTE AND DELIVER DOCUMENTS. The City hereby approves the execution and delivery by the Trustee of the Indenture and all other instruments, certificates, and documents prepared in conjunction with the issuance of the Series 2016 Bonds that require execution by the Trustee. The Trustee is hereby appointed as bond registrar and paying agent with respect to the Series 2016 Bonds. The City hereby authorizes Kennedy & Graven, Chartered, as bond counsel of the City, to prepare, execute, and deliver its approving legal opinion with respect to the Series 2016 Bonds.

10. PUBLIC HEARING REQUIREMENTS. The City may not undertake the Project under the Act unless the City Council finds that the Project furthers the purposes of the Act nor until the Commissioner of the Minnesota Department of Employment and Economic Development (“DEED”) has approved the Project as tending to further the purposes and policies of the Act. Prior to submitting an application to DEED requesting approval of the Project, the City Council or a committee of the City Council must conduct a public hearing on the proposal to undertake and finance the Project. Notice of the time and place of the public hearing, and stating the general nature of the Project and an estimate of the principal amount of bonds or other obligations to be issued to finance the Project, must be published at least once not less than fourteen (14) days nor more than thirty (30) days prior to the date fixed for the hearing, in the official newspaper and a newspaper of general circulation in the City. The notice must state that a draft copy of the proposed application to DEED, together with all attachments and exhibits, shall be available for public inspection following the publication of the notice and shall specify the place and times where and when it will be so available.

Under the terms of Section 147(f) of the Internal Revenue Code of 1986, as amended (the “Code”), the Series 2016 Bonds may not be issued as tax-exempt bonds unless the City Council of the City approves the Series 2016 Bonds after a public hearing following publication of a notice published in accordance with the requirements of Section 147(f) of the Code and Treasury Regulations, Section 5f.103-2.

A notice of a public hearing (the “Public Notice”) was published in *Finance & Commerce*, the official newspaper of the City, on Saturday, April 9, 2016. The Public Notice was also published in the *Star Tribune*, a newspaper of general circulation in the City, on Saturday, April 9, 2016. The Public Notice included a general description of the Project, the maximum aggregate face amount of the Series 2016 Bonds to be issued with respect to the Project, the identity of the initial owner, operator, or manager of the Project, the location of the Project by street address, and a statement that a draft copy of the proposed application to DEED, together with all attachments and exhibits, would be available for inspection at the offices of the City following the publication of the Public Notice. On Tuesday, May 3, 2016, a public hearing on the issuance of the Series 2016 Bonds and the financing of the Project was conducted before the Community Development and Regulatory Services Committee of the City Council. At the public hearing, a reasonable opportunity was provided for interested individuals to express their views on the proposed issuance of the Series 2016 Bonds and the financing of the Project. The actions of the staff of the City in establishing the date for the public hearing, preparing the Public Notice, and publishing the Public Notice in the official newspaper and in a newspaper of general circulation in the City are hereby ratified and confirmed.

11. OFFICIAL STATEMENT AND CONTINUING DISCLOSURE AGREEMENT. The City will not participate in the preparation of a Preliminary Official Statement or an Official Statement relating to the offer and sale

of the Series 2016 Bonds (collectively, the “Official Statement”), and will make no independent investigation with respect to the information contained therein (other than with respect to information provided under the captions “THE ISSUER” and “ABSENCE OF LITIGATION – The Issuer,” as it relates to the City), including the appendices thereto, and the City assumes no responsibility for the sufficiency, accuracy, or completeness of such information. Subject to the foregoing, the City hereby consents to the distribution and the use by the Underwriter of the Official Statement in connection with the offer and sale of the Series 2016 Bonds. The Official Statement is the sole material consented to by the City for use in connection with the offer and sale of the Series 2016 Bonds. The City hereby approves the Continuing Disclosure Agreement, dated on or after May 1, 2016 (the “Continuing Disclosure Agreement”), between the Borrower, the School, and the Trustee, in substantially the form on file with the City, and hereby authorizes the Trustee to execute and deliver the Continuing Disclosure Agreement.

12. LIMITATIONS OF LIABILITY. Except as otherwise provided in this resolution, all rights, powers, and privileges conferred and duties and liabilities imposed upon the City or the City Council by the provisions of this resolution or of the aforementioned documents shall be exercised or performed by the City or by such members of the City Council, or such officers, board, body, or agency thereof as may be required or authorized by law to exercise such powers and to perform such duties. No covenant, stipulation, obligation, or agreement herein contained or contained in the aforementioned documents shall be deemed to be a covenant, stipulation, obligation, or agreement of any member of the City Council of the City, or any officer, agent, or employee of the City in that person’s individual capacity, and neither the City Council of the City nor any officer or employee executing the Series 2016 Bonds shall be liable personally on the Series 2016 Bonds or be subject to any personal liability or accountability by reason of the issuance thereof.

No provision, covenant, or agreement contained in the aforementioned documents, the Series 2016 Bonds or in any other document relating to the Series 2016 Bonds, and no obligation therein or herein imposed upon the City or the breach thereof, shall constitute or give rise to any pecuniary liability of the City or any charge upon its general credit or taxing powers. In making the agreements, provisions, covenants, and representations set forth in such documents, the City has not obligated itself to pay or remit any funds or revenues, other than funds and revenues derived from the Loan Agreement which are to be applied to the payment of the Series 2016 Bonds, as provided therein and in the Indenture.

13. BENEFICIARY OF THE TERMS OF THIS RESOLUTION AND THE DOCUMENTS. Except as herein otherwise expressly provided, nothing in this resolution or in the aforementioned documents expressed or implied, is intended or shall be construed to confer upon any person or firm or corporation, other than the City or any holder of the Series 2016 Bonds issued under the provisions of this resolution, any right, remedy, or claim, legal or equitable, under and by reason of this resolution or any provisions hereof, this resolution, the aforementioned documents and all of their provisions being intended to be and being for the sole and exclusive benefit of the City and any holder from time to time of the Series 2016 Bonds issued under the provisions of this resolution.

14. SEVERABILITY. In case any one or more of the provisions of this resolution, other than the provisions limiting the liability of the City, or of the aforementioned documents, or of the Series 2016 Bonds issued hereunder shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any other provision of this resolution, or of the aforementioned documents, or of the Series 2016 Bonds, but this resolution, the aforementioned documents, and the Series 2016 Bonds shall be construed and endorsed as if such illegal or invalid provisions had not been contained therein.

15. **VALIDITY OF THE SERIES 2016 BONDS.** The Series 2016 Bonds, when executed and delivered, shall contain a recital that they are issued pursuant to the Act, and such recital shall be conclusive evidence of the validity of the Series 2016 Bonds and the regularity of the issuance thereof, and that all acts, conditions, and things required by the laws of the State of Minnesota relating to the adoption of this resolution, to the issuance of the Series 2016 Bonds, and to the execution of the aforementioned documents to happen, exist, and be performed precedent to the execution of the aforementioned documents have happened, exist, and have been performed as so required by law.

16. **ADDITIONAL ACTIONS.** The Finance Officer and other officers of the City, bond counsel, other attorneys, engineers, and other agents or employees of the City are hereby authorized to do all acts and things required of them by or in connection with this resolution, the aforementioned documents, and the Series 2016 Bonds for the full, punctual, and complete performance of all the terms, covenants, and agreements contained in the Series 2016 Bonds, the aforementioned documents, and this resolution. In the event that for any reason the Finance Officer is unable to carry out the execution of any of the documents or other acts provided herein, such documents may be executed and such actions may be taken by any official or employee of the City delegated the duties of the Finance Officer with the same force and effect as if such documents were executed and delivered by the Finance Officer.

17. **CITY FEES AND INDEMNIFICATION.** The Borrower has agreed and it is hereby determined that any and all costs incurred by the City in connection with the financing of the Project will be paid by the Borrower. It is understood and agreed that the Borrower shall indemnify, defend, and hold harmless the City against all liabilities, losses, damages, costs, and expenses (including attorneys' fees and expenses incurred by the City) arising with respect to the Project or the Series 2016 Bonds, as provided for and agreed to by and between the Borrower and the City in the Loan Agreement.

18. **SUBSEQUENT AMENDMENTS.** On any date subsequent to the date of issuance of the Series 2016 Bonds, the Finance Officer is hereby authorized to execute and deliver any amendments or supplements to any of the documents referred to in this resolution or other documents executed and delivered in connection with the issuance of the Series 2016 Bonds if, after review by bond counsel and the City Attorney, the Finance Officer determines that the execution and delivery of such amendment or supplement is not materially inconsistent with this resolution. The Finance Officer may impose any terms or conditions on the execution and delivery of any such amendment or supplement as the Finance Officer deems appropriate. The authorization hereby given shall be further construed as authorization for the execution and delivery of such certificates and related items as may be required to demonstrate compliance with the agreements being amended and the terms of this resolution. The execution of any instrument by the Finance Officer shall be conclusive evidence of the approval of such instruments in accordance with the terms hereof.

19. **DESIGNATION AS PROGRAM BONDS.** The Series 2016 Bonds are hereby designated "Program Bonds" and are determined to be within the "Economic Development Program" and the "Program," all as defined in Resolution 88R-021 of the City adopted January 29, 1988, and as amended by Resolution 1997R-402 of the City adopted December 12, 1997.

20. **EFFECTIVE DATE.** This resolution shall take effect and be in force from and after its approval and publication. In accordance with the provisions of Article IV, Section 4.4(d), of the Charter of the City, only the title of this resolution and a summary of this resolution conforming to Minnesota Statutes, Section 331A.01, subdivision 10, shall be published in the official paper of the City.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano (12)

Noes: (0)

Absent: President Johnson (1)

The resolution was adopted.

The Minneapolis City Council hereby approves the application submitted by Viking Bar, 1829 Riverside Ave, for an On Sale Liquor with Sunday Sales, Class B License and a Sidewalk Café License (new business), as set forth in File No. 16-00587, subject to conditions:

1. Final inspection and compliance with all provisions of applicable codes and ordinances.
2. Restriction of hours for operation of outdoor patio from 8:00 a.m. to 10:00 p.m. on weekdays, and from 8:00 a.m. to 11:00 p.m. on weekends.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano (12)

Noes: (0)

Absent: President Johnson (1)

The report was adopted.

The Minneapolis City Council hereby approves the Department of Licenses and Consumer Services Agenda recommendations granting applications for Liquor, Business, and Gambling licenses as set forth in File No. 16-00587, subject to final inspection and compliance with all provisions of applicable codes and ordinances.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano (12)

Noes: (0)

Absent: President Johnson (1)

The report was adopted.

Approved by Mayor Betsy Hodges 5/13/2016.

(Published 5/17/2016)

The Minneapolis City Council hereby adopts the Rental License Conditions and Stipulated Agreement negotiated between the City of Minneapolis and the licensee for the Rental Dwelling License held by Enrique Varela for property at 1952/1954 Hayes St NE, allowing the licensee to retain the Rental Dwelling License for said property subject to adherence with the conditions contained therein, as set forth in File No. 16-00588, and made a part of this report by reference.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano (12)

Noes: (0)

Absent: President Johnson (1)

The report was adopted.

The Minneapolis City Council hereby authorizes submittal of an application for a U.S. Department of Labor Pathways to Justice Careers for Youth Grant, in an amount up to \$1 million for the grant period July 2016 to March 2019, as described in File No. 16-00590.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano (12)

Noes: (0)

Absent: President Johnson (1)

The report was adopted.

The Minneapolis City Council hereby adopts the Low Income Housing Tax Credit Procedural Manual and Qualified Allocation Plan for Year 2017, as detailed in File No. 16-00592, and authorizes staff to proceed with a request for proposals.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano (12)

Noes: (0)

Absent: President Johnson (1)

The report was adopted.

The Minneapolis City Council hereby:

1. Confirms the following appointments by the Mayor to the Minneapolis Public Housing Authority Board of Commissioners: Reappointment of F. Clayton Tyler (Ward 5) as Board Chair to serve a three year term, beginning Jan. 1, 2016, and ending Dec. 31, 2018; appointments of Mikkell Beckmen (Ward 13) (Seat 5), and Tamir Ali Mahamoud (Ward 6), for three year terms, beginning Jan. 1, 2016, and ending Dec. 31, 2018 (replacing Dorothy Robinson).

2. Approves the following appointments by the Council to the Minneapolis Public Housing Authority Board of Commissioners: Appointment of Tawanna Black (Ward 5) to fill the unexpired term of Daisy Nguyen, beginning May 1, 2016, and ending Dec. 31, 2017; the appointment of Abdullahi Isse (Ward 13) (replacing Berra Toka), and the reappointment of Tom DeAngelo (Ward 7), each for three year terms beginning Jan. 1, 2016, and ending Dec. 31, 2018.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano (12)

Noes: (0)

Absent: President Johnson (1)

The report was adopted.

The Minneapolis City Council hereby approves the draft of the 2016 Affordable Housing Trust Request for Proposals, Program Policies and Procedures, set forth in File No. 16-00593.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano (12)

Noes: (0)

Absent: President Johnson (1)

The report was adopted.

The COMMUNITY DEVELOPMENT & REGULATORY SERVICES and WAYS & MEANS Committees submitted the following report:

The Minneapolis City Council hereby:

1. Authorizes a contract with Hennepin County to receive \$30,000, to manage industry-specific and geographically-targeted job fairs in 2016.
2. Passage of Resolution 2016R-187 approving appropriation to the Department of Community Planning & Economic Development.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano (12)

Noes: (0)

Absent: President Johnson (1)

The report was adopted.

The following is the complete text of the unpublished summarized resolution.

**RESOLUTION 2016R-187
By Goodman and Quincy**

Amending the 2016 General Appropriation Resolution.

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended by increasing the appropriation for the Community Planning & Economic Development Agency in the Grants-Other Fund 01600-8900610 by \$30,000, and increasing the revenue source 01600-8900610-322002 by \$30,000.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano (12)

Noes: (0)

Absent: President Johnson (1)

The resolution was adopted.

The HEALTH, ENVIRONMENT & COMMUNITY ENGAGEMENT Committee submitted the following report:

On behalf of the Health, Environment & Community Engagement Committee, Gordon offered Ordinance 2016-036, amending Title 3, Chapter 59 of the Minneapolis Code of Ordinances relating to Air Pollution and Environmental Protection: Construction Activities, amending provisions related to after hours work permits.

The following is the complete text of the unpublished summarized ordinance.

May 13, 2016

ORDINANCE 2016-036

By A. Johnson

Intro & 1st Reading: 1/29/2016

Ref to: HECE

2nd Reading: 5/13/2016

By A. Johnson

Amending Title 3, Chapter 59 of the Minneapolis Code of Ordinances relating to Air Pollution and Environmental Protection: Construction Activities.

The City Council of the City of Minneapolis do ordain as follows:

Section 1. That Section 59.30 of the above-entitled ordinance be amended to read as follows:

59.30. After hours work permit required.

(a) Operation of construction equipment without a permit is allowed only on Monday through Friday from 7:00 a.m. to 6:00 p.m., not including federal holidays. Operation of construction equipment outside of these hours and days without a permit from the Minneapolis Health Department and/or their designee is prohibited.

(b) The fees for an after hours work permit issued pursuant to paragraph 59.30(a) shall be established in the director's fee schedule pursuant to section 91.70. The fee for an after hours work permit for a department of public works project, other government agency project or projects of their agents shall be as established in section 91.70. Permits shall be obtained at least thirty-six (36) hours in advance of the proposed activity. The time requirements of the 36-hour advance permit issuance may be lessened at the discretion of the Minneapolis Health Department. Failure to do so may result in a penalty fee of one hundred percent (100%) of the original permit fee as designated in the director's fee schedule.

(c) Parties applying for an after hours work permit must provide a general notice of their activity to all occupants where the construction activity will occur and to the building owners and their tenants of all adjacent properties at least twenty-four (24) hours prior to the activity. The notice must include contact information for the party performing the construction activity, brief description of the proposed work, intended dates and times, and identify that complaints regarding the construction activity will be received by Minneapolis Information and Services by dialing 311 in Minneapolis or 612-673-3000 from cell phones and phones outside of Minneapolis. The time requirements of the 24-hour advance notice may be lessened at the discretion of the Minneapolis Health Department.

(d) Applications for an after hours work permit shall be in such form as prescribed by the Minneapolis Health Department. A copy of the written notice required by 59.30(c) must be submitted with the permit application.

(e) Exemption from permit requirements:

(1) A property owner owning a valid rental license, or tenants, or property owner occupying a habitable ~~of a~~ residentially-used property may conduct construction activities on their residentially used property

on weekdays from 7:00 a.m. to 8:00 p.m.; and on Saturdays, Sundays and federal holidays from 9:00 a.m. to 6:00 p.m.;

(2) A party using construction equipment in an enclosed and insulated building that does not share a common wall with another building or occupant; or

(3) A project for which the city engineer has determined that the expeditious construction, repair, or rehabilitation of any highway, road, or bridge or other public infrastructure necessitates the operation of pile drivers, jackhammers, engines, power units, or any other construction equipment and has so certified in writing.

(4) Utility companies conducting emergency repairs of their respective utility infrastructure to maintain or restore service. Utility companies must notify the Health Department of the emergency work, including the nature of the emergency, as soon as is practical.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano (12)

Noes: (0)

Absent: President Johnson (1)

The ordinance was adopted.

The HEALTH, ENVIRONMENT & COMMUNITY ENGAGEMENT and WAYS & MEANS Committees submitted the following reports:

The Minneapolis City Council hereby authorizes:

1. Acceptance of a grant from the Minnesota Department of Health in the amount of \$1,296,549 over five years for family home visiting services.

2. An agreement with the Minnesota Department of Health for the grant.

3. Passage of Resolution 2016R-188 appropriating funds to the Health Department.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano (12)

Noes: (0)

Absent: President Johnson (1)

The report was adopted.

The following is the complete text of the unpublished summarized resolution.

**RESOLUTION 2016R-188
By Gordon and Quincy**

Amending The 2016 General Appropriation Resolution.

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended by increasing the appropriation for the Health Department Agency in the Grants-Other Fund (01600-8600151) by \$1,296,549 and increasing the revenue estimate (01600-8600151-321507) by \$1,296,549.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano (12)

Noes: (0)

Absent: President Johnson (1)

The resolution was adopted.

On behalf of the Health, Environment & Community Engagement and Ways & Means Committees, Gordon offered Resolution 2016R-189 accepting up to \$90,000 from Friends of the Skyway Senior Center for Skyway Senior Center operating expenses.

The following is the complete text of the unpublished summarized resolution.

RESOLUTION 2016R-189

By Gordon & Quincy

Accepting up to \$90,000 from Friends of the Skyway Senior Center for Skyway Senior Center operating expenses.

Whereas, the City of Minneapolis is generally authorized to accept donations of real and personal property pursuant to Minnesota Statutes Section 465.03 for the benefit of its citizens and is specifically authorized to accept gifts and bequests for the benefit of recreational services pursuant to Minnesota Statutes, Section 471.17; and

Whereas, the following persons and entities have offered to contribute the gifts set forth below to the City:

Name of Donor

Gift

Friends of the Skyway Senior Center

Up to \$90,000; and

Whereas, no goods or services were provided in exchange for said donation; and

Whereas, all such donations have been contributed to assist the City in continuing Skyway Senior Center operations through September 2016, as allowed by law; and

Whereas, the City Council finds that it is appropriate to accept the donation offered;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the donations described above are accepted and shall be used for the public purpose of supporting operating expenses of the Skyway Senior Center.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano (12)

Noes: (0)

Absent: President Johnson (1)

The resolution was adopted.

The PUBLIC SAFETY, CIVIL RIGHTS & EMERGENCY MANAGEMENT and WAYS & MEANS Committees submitted the following reports:

The Minneapolis City Council hereby authorizes a mutual aid agreement with the City of Duluth Police Department for the Minneapolis Police Department to extend its services beyond its jurisdiction for the purpose of providing mutual aid in the form of Mounted Patrol during 2016 Grandma's Marathon to assist with area patrol, crowd control, and bar close duties on June 18, 2016.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano (12)

Noes: (0)

Absent: President Johnson (1)

The report was adopted.

The Minneapolis City Council hereby:

1. Authorizes a revenue agreement with the Minnesota Sports Facilities Authority, doing business as SMG, for the City of Minneapolis to provide up to eight Minneapolis Police Department Bomb Unit technicians, up to eight Minneapolis Police Officer K-9 handlers, for bomb detection security services, and two dispatchers from Minneapolis 911 for public safety dispatching of law enforcement personnel within and immediately outside US Bank Stadium for up to 25 large scale events during 2016, in an amount up to \$600,000.

2. Passage of Resolution 2016R-190 approving appropriation to the Police Department.

On motion by Quincy, the report was amended by deleting the language "the Minnesota Sports Facilities Authority, doing business as SMG," and inserting in lieu thereof "SMG."

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano (12)

Noes: (0)

Absent: President Johnson (1)

The report, as amended, was adopted.

The following is the complete text of the unpublished summarized resolution.

**RESOLUTION 2016R-190
By Goodman and Quincy**

Amending the 2016 General Appropriation Resolution.

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended by increasing the appropriation for the Police Department Agency in the Special Revenue Fund (01210-4005000) by \$600,000, and increasing the revenue source (01210-4005000-345501) by \$600,000.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano (12)

Noes: (0)

Absent: President Johnson (1)

The resolution was adopted.

The Minneapolis City Council hereby:

1. Authorizes a revenue agreement with SMG for the City of Minneapolis Police Department to provide up to 12 SWAT officers for extra security and a tactical response at US Bank Stadium's large scale events during 2016, for an estimated amount of \$300,000.

2. Passage of Resolution 2016R-191 approving appropriation to the Police Department.

On motion by Quincy, the report was amended by deleting the language "the Minnesota Sports Facilities Authority, doing business as SMG," and inserting in lieu thereof "SMG."

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano (12)

Noes: (0)

Absent: President Johnson (1)

The report was adopted.

The following is the complete text of the unpublished summarized resolution.

RESOLUTION 2016R-191
By Goodman and Quincy

Amending the 2016 General Appropriation Resolution.

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended by increasing the appropriation for the Police Department Agency in the Special Revenue Fund (01210-4005000) by \$300,000, and increasing the revenue source (01210-4005000-345501) by \$300,000.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano (12)

Noes: (0)

Absent: President Johnson (1)

The resolution was adopted.

The TAXES Committee submitted the following reports:

On behalf of the Taxes Committee, Warsame offered Resolution 2016R-192 approving the equalization of assessed valuations of real and personal property as recommended by the 2016 Board of Appeal and Equalization.

The following is the complete text of the unpublished summarized Resolution.

RESOLUTION 2016R-192

By Warsame

Approving the equalization of assessed valuations of real and personal property as recommended by the 2016 Board of Appeal and Equalization.

Whereas, the City Council established the 2016 Minneapolis Board of Appeal and Equalization by enactment of Resolution No. 2016R-042; and

Whereas, the Board of Appeal and Equalization was convened and conducted hearings on May 2 and 4, 2016, to consider appeals to the classification and/or market value assessment of properties within the City of Minneapolis; and

Whereas, following the completion of its hearings, the Board fixed the assessment to each property considered and submitted the assessment rolls to the City Clerk;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the report of the 2016 Minneapolis Board of Appeal and Equalization Special Board of Review is hereby approved, as set forth in File No. 16-00644 on file in the Office of the City Clerk.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, (12)

Noes: (0)

Absent: President Johnson (1)

The resolution was adopted.

The Minneapolis City Council hereby directs staff from the City Assessor's Office; Communications; and Neighborhood & Community Relations to:

1. Analyze City of Minneapolis resident's use of State Property Tax Relief Programs, including Minnesota Property Tax Refund, Renters Property Tax Refund, and Senior Citizens Property Tax Deferral program.
2. Evaluate alternative/additional options available to increase awareness and knowledge of how to utilize these programs.
3. Report to policy-makers, including a report to the Taxes Committee, regarding the results of the above work including recommendations for new strategies identified through the process.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, (12)

Noes: (0)

Absent: President Johnson (1)

The report was adopted.

The TRANSPORTATION & PUBLIC WORKS Committee submitted the following reports:

On behalf of the Transportation & Public Works Committee, Reich offered Resolution 2016R-193 approving the Municipal Consent layout for the series of projects along I-35W between the I-94 Commons and approximately 42nd Street South commonly referred to as the I-35W and Lake Street Transit Access Project, Chapter 152 Bridges Project, and I-35W Rehabilitation Project.

The following is the complete text of the unpublished summarized resolution.

RESOLUTION 2016R-193

By Reich

Approving the Municipal Consent layout for the series of projects along I-35W between the I-94 Commons and approximately 42nd Street South commonly referred to as the I-35W and Lake Street Transit Access Project, Chapter 152 Bridges Project, and I-35W Rehabilitation Project.

Whereas, the highest priority for the City of Minneapolis on I-35W is to be a partner in regional efforts to increase the use of transit; and

Whereas, global warming is a recognized threat to our environment and economy which can be addressed in part by providing transit choices for commuters that are cost-effective, reduce carbon pollution, and create shared economic benefits; and

Whereas, the City of Minneapolis supports designing all freeways in Minneapolis, including I-35W north of downtown and the entirety of I-94, for Bus Rapid Transit (BRT), with transit in the fast center lanes; and

Whereas, the City of Minneapolis strongly supports implementing BRT on I-35W as soon as possible and this vision is shared by a broad, bipartisan coalition of mayors, city council members, county commissioners, and legislators from Downtown to Lakeville and beyond along the I-35W South corridor; and

Whereas, the U.S. Department of Transportation's decision to award a \$133 million Urban Partnership Agreement (UPA) grant to I-35W was a huge step forward toward implementing this shared BRT vision; and

Whereas, full BRT service on I-35W should initially include at least two high quality inside lane stations in Minneapolis at Lake Street and 46th Street; and

Whereas, the I-35W Bus Rapid Transit Study Final Report, dated January 2005, calls for future consideration of an additional inside lane transit station at 38th Street; and

Whereas, the City of Minneapolis passed a resolution on Sept. 3, 2004, denying municipal consent for the reconstruction of I-35W from 66th Street to 42nd Street which, at that time, did not include project elements that would promote transit use and instead relied on freeway expansion to which the City is opposed; and

Whereas, the findings of the Appeal Board in response to the City's denial of municipal consent for the reconstruction of I-35W from 66th Street to 42nd Street affirms that investing in transit in the I-35W South corridor is the top priority including the construction of an inside lane station at Lake Street; and

Whereas, the findings of the Appeal Board also references the long-term vision for BRT in the corridor and the potential for an additional inside lane station at 38th Street; and

Whereas, implementing the planned series of projects along I-35W is a critical step toward implementing full BRT service, in the form of the Orange Line, along I-35W; and

Whereas, the Orange Line is a 17-mile long corridor along the most heavily used express bus corridor in the region with approximately 14,000 daily rides; and

Whereas, there are more than 8,000 jobs and 12,000 households within a 10-minute walk of the Lake Street station; and

Whereas, the Lake Street station lies within a racially concentrated area of poverty defined as a geographic area where at least 40% of the residents live in poverty and where a majority of those residents are persons of color; and

Whereas, the Lake Street station will increase reliable and frequent transit service to neighborhoods that depend upon transit, where within 1/2 mile of the station nearly 35% of households do not have access to an automobile, and 22% of the population who work and are over the age of 16 rely on transit to get to work, and where 27% of households have one or more persons with a disability; and

Whereas, by 2030 more than 800 daily trips are projected to stop at Lake Street, carrying more than 20,000 riders; and

Midtown Greenway

Whereas, the City recognizes and supports current uses within the Midtown Greenway and also supports development along the corridor; and

Whereas, the City supports planning for future rail transit in the Midtown Greenway to connect the neighborhoods and businesses along the corridor to the regional transitway system including the Blue and Green Lines and future Orange Line; and

Access at Lake Street

Whereas, the decision to build I-35W without complete access at Lake Street was a disservice to the City of Minneapolis and the neighborhoods and businesses on Lake Street, and the City strongly supports complete access at the Lake Street interchange to and from I-35W, including the multi-modal transit station as soon as possible; and

Whereas, access between I-35W and Lake Street has long been a goal of Lake Street businesses and surrounding neighborhoods; and

Whereas, transportation projects in Minneapolis should use the best urban design principles that strengthen community cohesion and function through the built environment, share benefits among all facets of the community, and create more transit use by large employers; and

Current Proposal

Whereas, the 2004 Lake Street Access Project had grown to include mainline freeway expansion and moving existing access from 35th and 36th Streets to 38th Street; and

Whereas, the 2004 Lake Street Access Project only provided a provision for a future transit station; and

Whereas, the estimated cost of the 2004 Lake Street Access Project was estimated to exceed \$500 million; and

Whereas, on Dec. 7, 2007, the City Council passed a resolution directing staff to develop a menu of options for a fiscally responsible plan which was to include a high quality inside lane multi-modal BRT station at Lake Street, a high quality connection to the Midtown Greenway, and access to Lake Street with the highest priority given to regional efforts to promote the use of transit; and

Whereas, the current proposal includes a high quality inside lane transit station at Lake Street that will be regionally significant and iconic in its design and functionality; and

Whereas, the current proposal includes a high quality connection to the Midtown Greenway for bicyclists and pedestrians; and

Whereas, the current proposal includes new access in the form of a southbound exit ramp to Lake Street and a northbound exit ramp to 28th Street; and

Whereas, the current proposal makes no other changes to existing freeway access; and

Whereas, the current proposal does not increase the capacity of the freeway in the form of general purpose lanes; and

Whereas, the current proposal provides for the full implementation of a transit advantage/HOV lane in both the northbound and southbound directions between Downtown and the current terminus of these lanes at approximately 42nd Street; and

Whereas, the full package under consideration for municipal consent includes the following elements at an estimated cost of \$345 million:

- the full reconstruction of I-35W between the I-94 Commons and approximately 42nd Street South, and
- an in-line transit station at Lake Street, and
- a high quality connection between the transit station and the Midtown Greenway, and
- two new exit ramps, one to Lake Street from southbound I-35W and one to 28th Street from northbound I-35W, and

- the replacement of all bridges north of 32nd Street South, including the TH65 bridges in the I-94 Commons area and rehabilitation of the Portland Ave bridge over I-94, and
- the replacement of all noise walls in the I-94 Commons area and along I-35W south to approximately 35th Street South and the installation of an additional noise wall along the east side of I-35W between approximately Lake Street and the Midtown Greenway in the Phillips West Neighborhood, and
- provides for a full managed lane/HOV lane for “transit advantage” in both the northbound and southbound directions between Downtown and the existing managed lanes at approximately 42nd Street South, and
- includes no expansion of general purpose lanes for the interstate, and
- local street improvements along Lake Street, 2nd Ave S, Stevens Ave S, 3rd Ave S, 4th Ave S, and other short segments adjacent to the interstate; and

Whereas, the City has also been coordinating the full replacement of the 40th Street pedestrian bridge and the re-decking of the 38th Street bridge with MnDOT and, while neither bridge is part of the municipal consent package, both bridges are being developed in coordination with the series of projects; and

Project Advisory Committee

Whereas, a Project Advisory Committee (PAC), comprised of local residents, business owners, and community leaders, was formed to advise policy makers on the project; and

Whereas, the PAC dedicated their time and attention to this project with regular meetings over the course of four-plus years to help design a project that works well for the community as well as for pedestrians, bicyclists, transit users, and freeway drivers; and

Whereas, the PAC took several actions over the course of their work that were memorialized in meeting notes and in a summary that was sent to local policy makers in a letter dated March 26, 2015; and

Whereas, the PAC identified some issues that remain unsettled: public art, landscaping, design of the tot lot at 28th Street, agency agreements regarding operation and maintenance responsibilities for various components of the project, and the PAC also acknowledged the need for ongoing communication during construction; and

Whereas, the proposed project is regionally significant and will be an iconic feature in the area however the current project scope and budget does not include public art, the City urges the project partners to continue to pursue funding sources and opportunities for the inclusion of public art; and

Whereas, the City appreciates and commends the work done by the PAC and thanks each member for their participation; and

Construction Impacts

Whereas, construction of the series of projects will require several construction seasons and will result in significant impacts to the adjacent communities; and

Whereas, it is critical that the construction phase be planned and managed with care and attention to neighborhood issues, concerns, and the hardship that will be endured; and

Whereas, the City urges the Minnesota Department of Transportation (MnDOT) to engage with the adjacent communities in developing plans to minimize and mitigate negative impacts due to construction; and

Whereas, mitigating impacts to the local street system includes prioritization of non-motorized facilities and their importance to maintaining local accessibility and livability; and

Whereas, the City strongly supports efforts by Metro Transit to increase transit use during construction and provide advantage for transit as one means of mitigation; and

Whereas, MnDOT has a Disadvantaged Business Enterprise Program (DBE) that was established to ensure that women- and minority-owned businesses have the opportunity to participate in contracting opportunities; and

Whereas, the MnDOT Office of Civil Rights sets goals for DBE participation that are based upon the expected value of the contract; and

Whereas, increasing DBE/small business involvement and attracting a more diverse workforce that is more reflective of the communities being impacted by the construction project is important and supported by the City; and

Whereas, the City strongly supports local hiring and setting stretch goals for DBE/small business participation;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the City of Minneapolis approves the municipal consent layout for the series of projects along I-35W between the I-94 Commons and approximately 42nd Street South commonly referred to as the I-35W and Lake Street Transit Access Project, Chapter 152 Bridges Project, and I-35W Rehabilitation Project.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano (12)

Noes: (0)

Absent: President Johnson (1)

The resolution was adopted.

The Minneapolis City Council hereby adopts a policy for the management of the City's fleet of vehicles using an Automatic Vehicle Management (AVM) System which uses global positioning devices and software to collect key vehicle diagnostic and location information, as set forth in File No. 16-00597, on file in the Office of the City Clerk.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano (12)

Noes: (0)

Absent: President Johnson (1)

The report was adopted.

On behalf of the Transportation & Public Works Committee, Reich offered Resolution 2016R-194 reducing the assessment, adopting and levying the assessment, and adopting the assessment roll for the water service line repairs or replacements for parcel PID 15-029-24-31-0038, 1729 2nd St N, as on file with the City Engineer's Special Assessment Office.

The following is the complete text of the unpublished summarized resolution.

RESOLUTION 2016R-194

By Reich

Reducing the assessment, adopting and levying the assessment, and adopting the assessment roll for the water service line repairs or replacements for parcel PID 15-029-24-31-0038, 1729 2nd St N, as on file with the City Engineer's Special Assessment Office.

Whereas, a public hearing was held on Oct. 13, 2015, in accordance with Minneapolis Code of Ordinances, Section 509.465, to consider the proposed assessments, as shown on the proposed assessment rolls on file in the City Engineer's Special Assessment Office, and to consider all written and oral objections and statements regarding this matter; and

Whereas, the assessment for said parcel was postponed for further consideration;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the postponed assessment against the property identified as PID 15-029-24-31-0038, 1729 2nd St N, is reduced from \$20,034 to \$15,300, as on file in the City Engineer's Special Assessment Office, and is hereby adopted and levied.

Be It Further Resolved that the assessment be collected in five (5) successive equal annual principal installments beginning on the 2017 real estate tax statements with interest charged at the rate of 3.6%.

Be It Further Resolved that the assessment roll, as prepared by the City Engineer, be and hereby is adopted and that the City Clerk is hereby directed to transmit certified copies of said assessment roll to the Hennepin County Auditor.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano (12)

Noes: (0)

Absent: President Johnson (1)

The resolution was adopted.

The Minneapolis City Council hereby authorizes an agreement with the Minnesota Department of Transportation (MnDOT) for the transfer of ownership of a soils stockpile under the 10th Ave SE Bridge from MnDOT to the City of Minneapolis.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano (12)

Noes: (0)

Absent: President Johnson (1)

The report was adopted.

The Minneapolis City Council hereby authorizes Supplemental Agreement No. 2 to the original ABC Parking Ramp Management Agreement to facilitate the request of the Minnesota Twins and the Minnesota Department of Transportation to use the top level of Ramp B for staging fireworks displays at Target Field, as set forth in File No. 16-00600 on file in the Office of the City Clerk.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano (12)

Noes: (0)

Absent: President Johnson (1)

The report was adopted.

On behalf of the Transportation & Public Works Committee, Reich offered Resolution 2016R-195 directing the City Engineer to proceed with a variance request from State Aid Rules for the reconstruction of 18th Ave NE between Monroe St NE and Johnson St NE.

The following is the complete text of the unpublished summarized resolution.

RESOLUTION 2016R-195

By Reich

Directing the City Engineer to proceed with a variance request from State Aid Rules per Administrative Variance to State Aid Operations Rules, Chapter 8820, effective Feb. 2013, to the Minnesota Commissioner of Transportation for the reconstruction of 18th Ave NE between Monroe St NE and Johnson St NE.

Whereas, the City of Minneapolis wishes to reconstruct 18th Ave NE between Monroe St NE and Johnson St NE; and

Whereas, Minnesota Department of Transportation (MnDOT) State Aid Rule 8820.9956 (Minimum Vertical Clearances for Underpasses) per Administrative Variances to State Aid Operation Rules, Chapter 8820, effective Feb. 4, 2013, requires “Urban Design for Highway under a Railroad Bridge must meet or exceed the minimum dimensions indicated in the following design chart”; and

Whereas, the design chart has minimum vertical clearances for urban roadways; and

Whereas, the existing vertical clearance is signed at 13 feet 10 inches; and

Whereas, physical underground constraints limit the feasibility of increasing the clearance on 18th Ave NE; and

Whereas, State Aid Rules provide that a political subdivision may request a variance from the Rules;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the City Engineer is hereby directed to submit to the Commissioner of Transportation a formal request for variance for MnDOT State Aid Rule 8820.9956 per Administrative Variance to State Aid

Operation Rules, Chapter 8820, effective Feb. 4, 2013, to allow vertical clearance of 13 feet 10 inches in lieu of the 14 feet 6 inches as required.

Be It Further Resolved that the City Council of the City of Minneapolis hereby indemnifies, saves, and holds harmless the State of Minnesota and its agents and employees of and from claims, demands, action, or causes of action arising out of or by reason of the reconstruction of 18th Ave NE between Monroe St NE and Johnson St NE in accordance with Minnesota Rules 8820.9956 and further agrees to defend at their sole cost and expense an action or proceeding commenced for the purpose of asserting any claim arising as a result of the granting of this variance.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano (12)

Noes: (0)

Absent: President Johnson (1)

The resolution was adopted.

The Minneapolis City Council hereby:

1. Approves the Hennepin County layout for County State Aid Highway 3 (CSAH 3), Lake Street Reconstruction between Blaisdell Ave S to 5th Ave S, as set forth in File No. 16-00605 on file in the Office of the City Clerk.

2. Supports a formal request submitted by the Hennepin County Department of Transportation for a variance from Municipal State Aid (MSA) Rules for the travel lane width, curb reaction distance, and parking lane width for the full length of the Lake Street Reconstruction project.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano (12)

Noes: (0)

Absent: President Johnson (1)

The report was adopted.

The TRANSPORTATION & PUBLIC WORKS and WAYS & MEANS Committees submitted the following reports:

On behalf of the Transportation & Public Works and Ways & Means Committees, Reich offered Resolution 2016R-196 ordering the work to proceed and adopting the special assessments for the Washington Ave (CSAH 152) Street Reconstruction Project, Special Improvement of Existing Street No. 6727C.

The following is the complete text of the unpublished summarized resolution.

RESOLUTION 2016R-196

By Reich and Quincy

**WASHINGTON AVE (CSAH 152) STREET RECONSTRUCTION PROJECT
SPECIAL IMPROVEMENT OF EXISTING STREET NO. 6727C**

Ordering the work to proceed and adopting the special assessments for the Washington Ave (CSAH 152) Street Reconstruction Project.

May 13, 2016

Whereas, a public hearing was held on May 3, 2016, in accordance with Minneapolis City Charter, Article IX, Section 9.6(c), and Minneapolis Code of Ordinances, Section 24.110, to consider the proposed improvements as designated in Resolution 2015R-388 passed Sept. 25, 2015, to consider the proposed special assessments, as on file in the City Engineer's Special Assessment Office, and to consider all written and oral objections and statements regarding the proposed improvements and the proposed special assessments;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the City Engineer is hereby ordered to proceed and do the work as designated in said Resolution 2015R- 388 passed Sept. 25, 2015.

Be It Further Resolved that the proposed special assessments in the total amount of \$794,273.40 for the Washington Ave Street Reconstruction Project (Levy 01026, Project 6727C), as on file in the City Engineer's Special Assessment Office, be and hereby are adopted and assessed against the benefited properties.

Be It Further Resolved that the number of successive equal annual principal installments by which the special assessments of more than \$150 may be paid shall be fixed at twenty (20) with the interest charged at the rate determined by the City Council for the appropriate assessment collection period, with collection of the special assessments to begin on the 2018 real estate tax statements.

Be It Further Resolved that the number of installments by which the special assessments of \$150 or less may be paid shall be fixed at one (1) with the interest charged at the rate determined by the City Council for the appropriate assessment collection period, with collection of the special assessments to begin on the 2018 real estate tax statements.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano (12)

Noes: (0)

Absent: President Johnson (1)

The resolution was adopted.

On behalf of the Transportation & Public Works and Ways & Means Committees, Reich offered Resolution 2016R-197 requesting the Board of Estimate and Taxation to issue and sell City of Minneapolis bonds in the amount of \$794,275 for the Washington Ave (CSAH 152) Street Reconstruction Project, Special Improvement of Existing Street No. 6727C.

The following is the complete text of the unpublished summarized resolution.

RESOLUTION 2016R-197
By Reich and Quincy

Requesting the Board of Estimate and Taxation to issue and sell City of Minneapolis bonds in the amount of \$794,275 for certain purposes other than the purchase of public utilities.

Resolved by The City Council of the City of Minneapolis:

That the Board of Estimate and Taxation be requested to authorize the City to incur indebtedness and issue and sell City of Minneapolis bonds for the purpose of paying the assessed cost of street improvements in the Washington Ave (CSAH 152) Street Reconstruction Project, Special Improvement of Existing Street No. 6727C, to be assessed against benefited properties as estimated by the City Council, which assessments shall be collectible in twenty (20) successive annual installments, payable in the same manner as real estate taxes.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano (12)

Noes: (0)

Absent: President Johnson (1)

The resolution was adopted.

On behalf of the Transportation & Public Works and Ways & Means Committees, Reich offered Resolution 2016R-198 ordering the work to proceed and adopting the special assessments for the Washington Ave (CSAH 152) Streetscape Project, Special Improvement of Existing Street No. 6727S.

The following is the complete text of the unpublished summarized resolution.

RESOLUTION 2016R-198

By Reich and Quincy

**WASHINGTON AVE (CSAH 152) STREETSCAPE PROJECT
SPECIAL IMPROVEMENT OF EXISTING STREET NO. 6727S**

Ordering the work to proceed and adopting the special assessments for the Washington Ave (CSAH 152) Streetscape Project.

Whereas, a public hearing was held on May 3, 2016, in accordance with Minneapolis City Charter, Article IX, Section 9.6(c), and Minneapolis Code of Ordinances, Section 24.110, to consider the proposed improvements as designated in Resolution 2015R-388 passed Sept. 25, 2015, to consider the proposed special assessments, as on file in the City Engineer's Special Assessment Office, and to consider all written and oral objections and statements regarding the proposed improvements and the proposed special assessments;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the City Engineer is hereby ordered to proceed and do the work as designated in said Resolution 2015R-388 passed Sept. 25, 2015.

Be It Further Resolved that the proposed special assessments in the total amount of \$270,004.14 for the Washington Ave Streetscape Project (Levy 01026, Project 6727S), as on file in the City Engineer's Special Assessment Office, be and hereby are adopted and assessed against the benefited properties.

Be It Further Resolved that the number of successive equal annual principal installments by which the special assessments of more than \$150 may be paid shall be fixed at fifteen (15) with the interest charged at the rate determined by the City Council for the appropriate assessment collection period, with collection of the special assessments to begin on the 2018 real estate tax statements.

Be It Further Resolved that the number of installments by which the special assessments of \$150 or less may be paid shall be fixed at one (1) with the interest charged at the rate determined by the City Council for the appropriate assessment collection period, with collection of the special assessments to begin on the 2018 real estate tax statements.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano (12)

Noes: (0)

Absent: President Johnson (1)

The resolution was adopted.

On behalf of the Transportation & Public Works and Ways & Means Committees, Reich offered Resolution 2016R-199 requesting the Board of Estimate and Taxation to issue and sell City of Minneapolis bonds in the amount of \$270,005 for the Washington Ave (CSAH 152) Streetscape Project, Special Improvement of Existing Street No. 6727S.

The following is the complete text of the unpublished summarized resolution.

RESOLUTION 2016R-199

By Reich and Quincy

Requesting the Board of Estimate and Taxation to issue and sell City of Minneapolis bonds in the amount of \$270,005 for certain purposes other than the purchase of public utilities.

Resolved by The City Council of The City of Minneapolis:

That the Board of Estimate and Taxation be requested to authorize the City to incur indebtedness and issue and sell City of Minneapolis bonds for the purpose of paying the assessed cost of street improvements in the Washington Ave (CSAH 152) Streetscape Project, Special Improvement of Existing Street No. 6727S, to be assessed against benefited properties as estimated by the City Council, which assessments shall be collectible in fifteen (15) successive annual installments, payable in the same manner as real estate taxes.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano (12)

Noes: (0)

Absent: President Johnson (1)

The resolution was adopted.

On behalf of the Transportation & Public Works and Ways & Means Committees, Reich offered Resolution 2016R-200 ordering the City Engineer to abandon and remove the areaways located in the public street right-of-way that are in conflict with the street reconstruction projects in the Washington Ave (CSAH 152) project area.

The following is the complete text of the unpublished summarized resolution.

May 13, 2016

RESOLUTION 2016R-200
By Reich and Quincy

Ordering the City Engineer to abandon and remove the areaways located in the public street right-of-way that are in conflict with the street reconstruction projects in the Washington Ave (CSAH 152) project area.

Whereas, the City of Minneapolis has scheduled the reconstruction starting in 2016 in the Washington Ave (CSAH 152) project area of Minneapolis; and

Whereas, there are areaways located in the public street right-of-way that are in conflict with said reconstruction; and

Whereas, a public hearing was held on May 3, 2016, in accordance with Minneapolis City Charter, Article IX, Section 9.6(c), and Minneapolis Code of Ordinances, Sections 24.110 and 95.90, to consider the proposed abandonment and removal of the above-mentioned areaways and to consider all written and oral objections and statements regarding the proposed areaway abandonment and removal;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the City Engineer is hereby ordered and directed to abandon and remove the conflicting areaways located in the public street right-of-way adjoining the properties along both sides of Washington Ave (CSAH 152) from the intersection of Hennepin Ave to the intersection of 5th Ave S.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano (12)

Noes: (0)

Absent: President Johnson (1)

The resolution was adopted.

The Minneapolis City Council hereby authorizes an amendment to Contract No C-40379 with In Control Inc., increasing the contract by \$50,000, for a revised contract total of \$85,000, and extending the contract end date through Dec. 31, 2016, to complete the Project 2 software changes at the Dewatering Plant at the Fridley Campus.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano (12)

Noes: (0)

Absent: President Johnson (1)

The report was adopted.

The Minneapolis City Council hereby authorizes Amendment No. 4 to Contract No. C-28373 with CALE America, Inc. for parts and maintenance of the on-street parking multi-space pay stations, extending the contract termination date from June 30, 2016, to June 30, 2019, with the option to extend on an annual basis for up to two (2) additional years and increasing the maximum contract amount by \$3,850,000, for a revised contract total of \$12,000,000, to cover the contract extension's projected cost for operational expenditures.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano (12)

Noes: (0)

Absent: President Johnson (1)

The report was adopted.

The Minneapolis City Council hereby authorizes an amendment to Contract No. C-38461 with Conurbation LLC, increasing the contract by \$156,000, for a revised contract total of \$422,000, for continued project management for the Nicollet Mall Reconstruction Project through 2018.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano (12)

Noes: (0)

Absent: President Johnson (1)

The report was adopted.

The Minneapolis City Council hereby authorizes acceptance of the low bid submitted on OP No. 8267 from Thomas and Sons Construction, Inc., in the amount of \$6,418,846.62, to furnish and deliver all labor, materials, and incidentals necessary for the 26th Ave Reconstruction Project, and further authorizes a contract for said service in accordance with City specifications.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano (12)

Noes: (0)

Absent: President Johnson (1)

The report was adopted.

Approved by Mayor Betsy Hodges 5/13/2016.

(Published 5/17/2016)

The WAYS & MEANS Committee submitted the following reports:

On behalf of the Ways & Means Committee, Quincy offered Ordinance 2016-037 amending Title 2, Chapter 20 of the Minneapolis Code of Ordinances relating to Administration: Personnel, amending provisions related to severance pay for appointed employees.

The following is the complete text of the unpublished summarized ordinance.

ORDINANCE 2016-037

By B. Johnson

Intro & 1st Reading: 3/18/2016

Ref to: WM

2nd Reading: 5/13/2016

Amending Title 2, Chapter 20 of the Minneapolis Code of Ordinances relating to Administration: Personnel.

The City Council of the City of Minneapolis do ordain as follows:

Section 1. That Section 20.456 of the above-entitled ordinance be amended to read as follows:

20.456. - 2005 Severance pay for appointed employees.

(a) ~~Beginning September 1, 2005, all~~ All full-time employees who are not ~~represented through a collective bargaining agreement in the classified service~~ with the city ~~but~~ and excluding those appointees in the council's and mayor's offices, shall enter into an employment contract with the city. The employment contract shall set forth all the terms and conditions of employment, including, except for those employees who are appointed for a term, the condition of employment that the employee is "at will" and may be removed from the appointed position by the appointing authority with or without cause. The For department heads who are appointed under section 7.2(b) of this charter the employment contract shall further provide that if the employee is removed from the employee's position, other than for malfeasance, misfeasance, or nonfeasance in office during ~~his/her~~ the employee's first three (3) years, and does not accept another city position, ~~he/she~~ the employee shall receive severance pay in a lump sum payment equal to six (6) months annual salary. The lump sum payment shall be reduced by one month for each additional year of service in the position beyond the third year with the minimum lump sum payment equal to three (3) months of the employee's annual salary. The payment of this severance pay is pursuant to Minnesota Statutes Section 465.72 and 465.722 and is conditioned upon the employee agreeing to release the city from any and all causes of action or claims the employee may have against the city and complying with all applicable notice, waiver and rescission provisions in federal and state law and is in addition to any contribution to the health care savings plan authorized by section 20.440. Severance payments under this section shall be paid within thirty (30) days after the expiration of all applicable notice, wavier and rescission time periods. Employees who elect to not execute a general release of causes of action or claims have no right to any severance payment under this section. In no event shall any severance payment exceed the amount allowed under Minnesota law.

(b) In addition to the severance payment in paragraph (a), for those ~~appointed employees~~ department heads appointed under section 7.2(b) of this charter who are removed from the appointed position, provide the city the general release required in paragraph (a) and do not accept another city position, the city will pay the following:

~~(1) Beginning April 1, 2009.~~

a. ~~If the appointed employee has medical coverage or medical and dental insurance coverage on the date of removal and the appointed employee elects to continue medical insurance through the Consolidated Omnibus Budget Reconciliation Act of 1985 (COBRA) or medical and dental insurance through COBRA, the following contribution to the employee's Health Reimbursement Arrangement Plan account:~~

	Contribution Medical Coverage Level	
	Single	Family
1st Month of COBRA Eligibility		
May 2009	\$1,430	\$4,470
June 2009	\$1,450	\$4,540

May 13, 2016

July 2009	\$1,470	\$4,600
August 2009	\$1,490	\$4,670
September 2009	\$1,520	\$4,740
October 2009	\$1,540	\$4,800
November 2009	\$1,560	\$4,870
December 2009	\$1,580	\$4,940
January 2010 through March 2010	\$1,600	\$5,000

~~b. If the appointed employee has only dental insurance coverage on the date of removal and the appointed employee elects to continue dental insurance through COBRA, one hundred (100) percent of the premium for dental insurance for the first six (6) months of COBRA continuance at the level of coverage, single or family, in effect on the date of the removal and for the dental plan in effect on the date of the removal.~~

~~The terms of this section 20.456(b)(1) will expire on February 28, 2010.~~

~~(2) Beginning March 1, 2010.~~

~~a. (1) If the appointed employee elects to continue medical insurance through the Consolidated Omnibus Budget Reconciliation Act of 1985 (COBRA), one hundred (100) percent of the premium for medical insurance for the first six (6) months of COBRA continuance at the level of coverage, single or family, in effect on the date of the removal and for the medical plan in effect on the date of the removal.~~

~~b. (2) If an employee elects to continue dental insurance through COBRA, one hundred (100) percent of the premium for dental insurance for the first six (6) months of COBRA continuance at the level of coverage, single or family, in effect on the date of the removal and for the dental plan in effect on the date of the removal.~~

~~(c) If the executive committee does not intend to reappoint a department head who is appointed for a term, the executive committee shall provide notice of its decision to that department head at least three (3) months prior to the end of the department head's current term. If the executive committee fails to provide such notice, the department head shall receive, at the sole discretion of the executive committee, either an additional three (3) months of severance pay or outplacement assistance in an amount equal to three (3) months of severance pay.~~

~~(d) Those appointed employees that execute the release described in paragraph (a) and subsequently return to or accept another city position shall receive as severance pay an amount equal to the difference between the annual salary in the position from which the department was terminated and the annual salary for the position into which the employee is reemployed up to the maximum allowed in paragraph (a).~~

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano (12)

Noes: (0)

Absent: President Johnson (1)

The ordinance was adopted.

The Minneapolis City Council hereby approves the settlement of a lawsuit by Keevin Hinton, by payment of \$15,000 to Keevin Hinton and his attorneys, and authorize the City Attorney's Office to execute any documents necessary to effectuate settlement.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano (12)

Noes: (0)

Absent: President Johnson (1)

The report was adopted.

The Minneapolis City Council hereby approves the settlement of lawsuit Latrice N. Trotter v. City of Minneapolis, et al., Court File No. 15-CV-3435, by payment of \$20,000 to Latrice N. Trotter for all claims of damages, attorneys' fees, and costs, and authorizing the City Attorney's Office to execute any documents necessary to effectuate settlement.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano (12)

Noes: (0)

Absent: President Johnson (1)

The report was adopted.

The Minneapolis City Council hereby approves settlement of the claim by Chapelle Renee Henry by payment of \$12,000 to Chapelle Renee Henry and her attorneys, Schwebel, Goetz & Sieben, P.A., and authorize the City Attorney's Office to execute any documents necessary to effectuate settlement.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano (12)

Noes: (0)

Absent: President Johnson (1)

The report was adopted.

The Minneapolis City Council hereby authorizes an agreement with Restorative Justice Community Action to provide restorative justice services (diversion programs) to eligible offenders in the City of Minneapolis for up to \$300,000 through April 30, 2019, with the option to extend an additional two years.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano (12)

Noes: (0)

Absent: President Johnson (1)

The report was adopted.

The Minneapolis City Council hereby authorizes acceptance of the low bid of Versacon, Inc. (OP No. 8260) in the amount of \$530,000 for furnishing and delivering all labor, materials, and incidentals necessary for the West Entrance Landscape Project for the Minneapolis Convention Center, and authorizing a contract for this project, all in accordance with our specifications.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano (12)

Noes: (0)

Absent: President Johnson (1)

The report was adopted.

The Minneapolis City Council hereby authorizes acceptance of the low responsive bid of Prindle Painting, Inc. (OP No. 8246) in the amount of \$360,000 to furnish and deliver all labor, materials and incidentals necessary for the Painting of Exhibit Halls for the Minneapolis Convention Center, and authorizing a contract for this project, all in accordance with our specifications.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano (12)

Noes: (0)

Absent: President Johnson (1)

The report was adopted.

The Minneapolis City Council hereby authorizes acceptance of the low bid of Gunnar Electric, Inc. (OP No. 8262) in the amount of \$1,015,500.00 to furnish and deliver all labor, materials and incidentals necessary for the Target Center Sports Lighting Upgrade for the Minneapolis Convention Center, and authorizing a contract for this project, all in accordance with our specifications.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano (12)

Noes: (0)

Absent: President Johnson (1)

The report was adopted.

Approved by Mayor Betsy Hodges 5/13/2016.

(Published 5/17/2016)

The Ways & Means Committee sent forward without recommendation a report relating to the Downtown East Commons operations, funding, and gift acceptance.

Quincy moved approval of the following:

1. An agreement with the Minneapolis Downtown Improvement District (DID) up to \$600,000 to operate the Downtown East Commons on an interim basis through an initial term of Dec. 31, 2016.
2. Waiving a Request for Proposals for the agreement with the DID and for any agreements between DID and its professional service subcontractors but DID shall otherwise comply with City contracting ordinances.
3. Staff to negotiate and return to City Council with the terms of an agreement with Green Minneapolis to operate the Downtown East Commons in the longer term and waiving a Request for Proposals.

4. Passage of Resolution 2016R-201 amending the 2016 General Appropriation Resolution to allocate \$250,000 from the Capital Improvement Fund for the Downtown East Commons to the General Fund to contribute to Commons operations for 2016.

5. Passage of Resolution 2016R-202 for the acceptance of additional charitable gifts from Green Minneapolis for the construction and operations of the Downtown East Commons.

On roll call, the result was:

Ayes: Reich, Frey, Warsame, Goodman, Glidden, Bender, Quincy, A. Johnson, Palmisano (9)

Noes: Gordon, Yang, Cano (3)

Absent: President Johnson (1)

The report was adopted.

The following is the complete text of the unpublished summarized resolutions.

RESOLUTION 2016R-201

By Quincy

Amending the 2016 General Appropriation Resolution.

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended by increasing the appropriation for the operations of the Commons in the General Fund (00100) by \$250,000 and reducing the appropriation in the Capital Improvement Fund (04100) by a corresponding \$250,000.

On roll call, the result was:

Ayes: Reich, Frey, Warsame, Goodman, Glidden, Bender, Quincy, A. Johnson, Palmisano (9)

Noes: Gordon, Yang, Cano (3)

Absent: President Johnson (1)

The resolution was adopted.

RESOLUTION 2016R-202

By Quincy

Authorizing the City of Minneapolis to accept gifts from Green Minneapolis and Ryan Companies US, Inc. for construction of additional interim enhancements to and operating costs of the Downtown East Commons.

Whereas, the City has authority under the City Charter and Minnesota Statutes, sections 469.048-469.068, to acquire land as part of an industrial development district to address blight caused by marginal property; and

Whereas, pursuant to that certain Development Agreement (the "DTE Development Agreement") dated February 10, 2014 among the City, Ryan Companies US, Inc. ("Ryan") and the Minnesota Sports Facilities Authority ("MSFA"), and in furtherance of its public purposes, the City has agreed to acquire certain real property referred to therein as the "Green Space Property"; and

Whereas, the Green Space Property is part of a 5-block mixed-use development of marginal property being constructed by Ryan, which also includes office space, retail space, multi-family housing, a public parking ramp and skyway connections; and

Whereas, the DTE Development Agreement obligates Ryan to demolish existing improvements and construct certain basic improvements to the Green Space Property prior to conveyance of the Green Space Property to the City by July 1, 2016; and

Whereas, in December 2014 the City approved plans and specifications for such basic improvements (the “Turnkey Improvements” or “Basic Park”) pursuant to Section 7.1(c) of the DTE Development Agreement and Section 3.3.1 of that certain Green Space Construction Loan Agreement dated February 10, 2014 between the City and Ryan (the “Green Space Loan Agreement”); and

Whereas, in January 2015 the City retained Hargreaves Associates, a California corporation (“Hargreaves”) to design enhancements to the Basic Park, now known as the “Downtown East Commons” (the “Commons”), in accordance with principles adopted by a City-appointed advisory committee, with input from the public, and in consultation with a technical advisory committee that includes representation from the Minneapolis Park and Recreation Board, the MSFA, the Minnesota Vikings, Ryan and other stakeholders (the “Enhancements”). The Hargreaves contract contemplates that the Enhancements will be designed and constructed in phases tied to the availability of funding – currently referred to as the “Opening Day Commons” or “Interim Enhancements” and the “Ultimate Commons” or “Ultimate Enhancements”; and

Whereas, Green Minneapolis has undertaken a fund raising campaign for the benefit of and in cooperation with the City seeking \$22 million to fund the design and construction of the Enhancements to the Commons and for operating expenses of the Commons as an urban public park/plaza/green space following construction (the “Campaign”); and

Whereas, Green Minneapolis and the City entered into that certain Donation Agreement dated October 29, 2015 authorizing and establishing general parameters for the Campaign (the “Donation Agreement”); and

Whereas, Ryan and the City have entered into two amendments to the Green Space Loan Agreement to provide for construction of certain of the Interim Enhancements in conjunction with construction of the Basic Park. Ryan has agreed to construct such Interim Enhancements at a cost not to exceed \$5,829,099 and to make an in-kind donation of its 3.5% fee for overhead and profit; and

Whereas, the City proposes to enter into an agreement with the Minneapolis Downtown Improvement District for operation of the Commons from July 1, 2016 through December 31, 2016; and

Whereas, on November 20, 2015, the City Council adopted Resolution No. 2015R-490 accepting a donation from Green Minneapolis of up to \$3.5 million for construction of the Interim Enhancements and an in-kind donation from Ryan of its 3.5% fee as gifts to the City; and

Whereas, on January 15, 2016, the City Council adopted Resolution No. 2016R-015 accepting a donation from Minnesota Vikings Football LLC in the amount of \$2 million (with between \$1,660,000 and \$1,540,000 available for capital costs and between \$340,000 and \$460,000 to be reserved for operating costs of the Commons) as a gift to the City; and

Whereas, Green Minneapolis has obtained additional cash contributions in the amount of at least \$789,099 for construction and \$350,000 for operations, which amounts are available for donation to the City pursuant to the Donation Agreement; and

Whereas, Minnesota Statutes Section 465.03 requires such gift acceptance be made by resolution of City Council, adopted by a two-thirds majority of its members and expressing such terms in full;

Now Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That Green Minneapolis' donation of up to \$789,099 for construction of certain Interim Enhancements to the Commons and \$350,000 for operation of the Commons shall be accepted as a gift on behalf of the City of Minneapolis.

Be It Further Resolved that Ryan's donation of its 3.5% fee for overhead and profit on such work shall be accepted as a gift on behalf of the City of Minneapolis.

Be It Further Resolved that the City, in its discretion, will provide recognition to Green Minneapolis' donors within the parameters of the Urban Park Use Agreement; acceptance of a gift does not imply endorsement of any product, service or entity nor entitle the donor to favored treatment in pending or future procurement decisions.

On roll call, the result was:

Ayes: Reich, Frey, Warsame, Goodman, Glidden, Bender, Quincy, A. Johnson, Palmisano (9)

Noes: Gordon, Yang, Cano (3)

Absent: President Johnson (1)

The resolution was adopted.

The Minneapolis City Council hereby authorizes extending Contract No. C-23043 with Digital Health Department (DHD), for technical support, software maintenance, bug fixes and changes/enhancements to the system for the Digital Health Department software application through March 31, 2017. No additional funds required.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano (12)

Noes: (0)

Absent: President Johnson (1)

The report was adopted.

The Minneapolis City Council hereby authorizes extending Contract No. C-28173 with DiRAD for an additional two-year term through Aug. 1, 2018 and the option of one additional two-year term, and increasing the value to a new not-to-exceed total of \$505,000 for the Interactive Voice Response System.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano (12)

Noes: (0)

Absent: President Johnson (1)

The report was adopted.

The Minneapolis City Council hereby authorizes increasing Contract No. C-31071 by \$30,000 with Competitive Edge Software and extending the contract for an additional five year term through June 30, 2021, for Report Exec Direct Online Incident Reporting at the Minneapolis Convention Center for a new not-to-exceed amount of \$57,960.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano (12)

Noes: (0)

Absent: President Johnson (1)

The report was adopted.

The Minneapolis City Council hereby authorizes amending Contract No. C-38855 with Bezzotech for project work related to Site Studio 11g by extending the contract for three additional months through Dec. 31, 2016, and increasing the contract by \$150,000 for a new not-to-exceed total of \$299,950.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano (12)

Noes: (0)

Absent: President Johnson (1)

The report was adopted.

The Minneapolis City Council hereby authorizes acceptance of the low bid of Wilson Custom Tree (OP No. 8269) for an estimated annual expenditure of \$200,000 to furnish and deliver all labor, materials, and incidentals necessary for the cutting, trimming, and removal of branches, brush, weeds, and grass growth through Dec. 31, 2016, and authorizing a contract for this service, all in accordance with our specifications.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano (12)

Noes: (0)

Absent: President Johnson (1)

The report was adopted.

The ZONING & PLANNING Committee submitted the following reports:

On behalf of the Zoning & Planning Committee, Bender offered Resolution 2016R-203 amending Resolution 2015R-407 entitled "Vacating that part of the alley in Block 2, South Minneapolis Addition to Minneapolis, bounded by 28th and 29th Streets E., and 32nd and 33rd Avenues S. A section of new alley easement will be added as shown on the drawings (Vacation File No. 1651)," passed Oct. 9, 2015, correcting the legal description to add a section of new alley easement to the property at 2836 33rd Ave S.

The following is the complete text of the unpublished summarized resolution.

May 13, 2016

RESOLUTION 2016R-203

By Bender

Amending Resolution 2015R-407 entitled "Vacating that part of the alley in Block 2, South Minneapolis Addition to Minneapolis, bounded by 28th and 29th Streets E., and 32nd and 33rd Avenues S. A section of new alley easement will be added as shown on the drawings (Vacation File No. 1651)," passed Oct. 9, 2015.

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution be amended to read as follows to correct the legal description to add a section of new alley easement to the property at 2836 33rd Ave S:

To vacate that part of the North - South Alley donated and dedicated to the public in Block 2, South Minneapolis Addition to Minneapolis, according to the recorded plat thereof Hennepin County, Minnesota and that part of the East - West Alley conveyed to the City of Minneapolis for Alley and Highway purposes per book 1402 of Deeds, Page 468 which lies north of the north line and its westerly extension of Lot 11, said Block 2, and which lies southwesterly of a line drawn from a point on the north line of said Lot 11 distant 7.32 feet east from the Northwest corner of said Lot 11 to a point on the east line of Lot 15 said Block 2 said point being 19.32 feet north of the southeast corner of said Lot 15.

Upon the condition that a section of the new alley easement will be added as shown on the drawings and legally described as follows:

~~That part of Lot 10, Block 2, South Minneapolis Addition to Minneapolis according to the recorded plat thereof Hennepin County, Minnesota which lies southerly, southwesterly and westerly of the following described line: Commencing at the southeast corner of said Lot 10; thence North 89 degrees 58 minutes 40 seconds West, assumed bearing, along the south line of said Lot 10 a distance of 108.59 feet to the point of beginning of the line to be herein described; thence North 78 degrees 40 minutes 19 seconds West 20.40 feet; thence North 44 degrees 49 minutes 41 seconds West 13.95 feet; thence North 10 degrees 59 minutes 15 seconds West 20.40 feet to a point on the west line of said Lot 10 said point being 2.09 feet south of the northwest corner of said Lot 10 and said line there terminating.~~

That part of Lot 10, Block 2, South Minneapolis Addition to Minneapolis according to the recorded plat thereof Hennepin County, Minnesota which lies southerly, southwesterly and westerly of the following described line: Commencing at the southeast corner of said Lot 10; thence North 00 degrees 18 minutes 27 seconds East, assumed bearing, along the East line of said Lot 10 a distance of 12.00 feet; thence North 89 degrees 58 minutes 42 seconds West and parallel with the South line of said Lot 10 a distance of 108.59 feet to the point of beginning of the line to be herein described; thence North 78 degrees 40 minutes 19 seconds West 20.40 feet; thence North 44 degrees 49 minutes 41 seconds West 13.95 feet; thence North 10 degrees 59 minutes 15 seconds West 20.40 feet to a point on the west line of said Lot 10 said point being 2.09 feet south of the northwest corner of said Lot 10 and said line there terminating. Subject to Alleys.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano (12)

Noes: (0)

Absent: President Johnson (1)

The resolution was adopted.

The Minneapolis City Council hereby:

1. Approves the application submitted by BKV Group to rezone (BZZ-7599) the property located at 622 15th St E from the R6 District to the OR2 District to allow a six-story building as part of the 1400 Park Ave Apartment Project.
2. Passage of Ordinance 2016-038 amending Title 20, Chapter 521 of the Minneapolis Code of Ordinances relating to Zoning Code: Zoning Districts and Maps Generally.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano (12)

Noes: (0)

Absent: President Johnson (1)

The report was adopted.

The following is the complete text of the unpublished summarized ordinance.

ORDINANCE 2016-038

By Bender

Intro & 1st Reading: 1/6/2014

Ref to: Z&P

2nd Reading: 5/13/2016

Amending Title 20, Chapter 521 of the Minneapolis Code of Ordinances relating to Zoning Code: Zoning Districts and Maps Generally.

The City Council of the City of Minneapolis do ordain as follows:

Section 1. That Section 521.30 of the above-entitled ordinance be amended by changing the zoning district for the following parcel of land, pursuant to MS 462.357:

West 1/2 of Lot 26, Auditor's Subdivision No. 1, Hennepin County, Minnesota (622 15th St E - Plate #20) to the OR2 District.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano (12)

Noes: (0)

Absent: President Johnson (1)

The ordinance was adopted.

The Minneapolis City Council hereby:

1. Passage of Ordinance 2016-039 amending Title 20 of the Minneapolis Code of Ordinances relating to Zoning Code, amending regulations for establishments that provide free food, clothing, and services: Chapter 520 Introductory Provisions.
Chapter 536 Specific Development Standards.
Chapter 537 Accessory Uses and Structures.
Chapter 541 Off-Street Parking and Loading.

Chapter 548 Commercial Districts.
Chapter 549 Downtown Districts.
Chapter 550 Industrial Districts.

2. Returns to author the following:
Chapter 535 Regulations of General Applicability.
Chapter 546 Residence Districts.
Chapter 547 Office Residence Districts.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano (12)

Noes: (0)

Absent: President Johnson (1)

The report was adopted.

The following is the complete text of the unpublished summarized ordinance.

ORDINANCE 2016-039
By Glidden
Intro & 1st Reading: 3/18/2016 & 4/1/2016
Ref to: Z&P
2nd Reading: 5/13/2016

Amending Title 20 of the Minneapolis Code of Ordinances relating to Zoning Code.

The City Council of the City of Minneapolis do ordain as follows:

Section 1. That Section 520.160 contained in Chapter 520, Introductory Provisions, be amended by adding thereto a new definition for "Community service facility" in alphabetical sequence to read as follows:

520.160 Definitions.

Unless otherwise expressly stated, or unless the context clearly indicates a different meaning, the words and phrases in the following list of definitions shall, for the purposes of this zoning ordinance, have the meanings indicated. Additional definitions may be found within specific chapters of this zoning ordinance. All words and phrases not defined shall have their common meaning.

Community service facility. A facility that provides services such as a food shelf, free clothing or supplies. Ancillary services such as counseling or vocational training may be provided.

Section 2. That the definition for "Mission" contained in Section 520.160 of Chapter 520, Introductory Provisions, be amended to read as follows:

520.160 Definitions.

Unless otherwise expressly stated, or unless the context clearly indicates a different meaning, the words and phrases in the following list of definitions shall, for the purposes of this zoning ordinance, have the meanings indicated. Additional definitions may be found within specific chapters of this zoning ordinance. All words and phrases not defined shall have their common meaning.

Mission. A facility that provides services such as ~~a food shelf~~, free meals, ~~or~~ snack, or day shelter. Ancillary services such as counseling or vocation training or free clothing may also be provided. Treatment for chemical dependency and overnight shelter are prohibited.

Section 3. That Section 536.20 contained in Chapter 536, Specific Development Standards, be amended by adding thereto a new specific development standard for "Community service facility" in alphabetical sequence to read as follows:

536.20. - Specific development standards.

The uses listed below are subject to the following specific development standards, in addition to all other applicable regulations:

Community service facility.

(1) The premises, all adjacent streets, sidewalks and alleys, and all sidewalks and alleys within one hundred (100) feet shall be inspected regularly for purposes of removing any litter found thereon.

(2) An appointment or set hours for the acceptance of donated merchandise shall be required.

(3) All receipt, sorting and processing of goods shall occur within a completely enclosed building.

Section 4. That Section 537.110 contained in Chapter 537, Accessory Uses and Structures, be amended by adding thereto a new allowed accessory use for Community service facility" in alphabetical sequence to read as follows:

537.110. - Allowed accessory uses and structures.

The following accessory uses and structures shall be allowed, subject to the following development standards:

Community service facility. In addition to the zoning districts in which community service facilities are allowed as a principal use, community service facilities may be permitted accessory to a community center, development achievement center, or religious institution place of assembly, subject to the provisions of Chapter 536, Specific Development Standards.

Section 5. That the Institutional and Public Uses section of Table 541-1 contained in Section 541.170 of Chapter 541, Off-Street Parking and Loading, be amended to read as follows:

Table 541-1 Specific Off-Street Parking Requirements

Use	Minimum Parking Requirement	Maximum Parking Allowed	Notes (see 541.170)
INSTITUTIONAL AND PUBLIC USES			
Educational Facilities			
College or university	Not less than 1 space per classroom and + 1 space per five (5) students based on the maximum number of students attending classes at any one (1) time	Not more than 1 space per classroom and other rooms used by students and faculty + 1 space per 3 students based on the maximum number of students attending classes at any one (1) time	2
Early childhood learning center	1 space per 2 employees + 2 drop off spaces (either off-street or on-street by permission of the city engineer)	1 space per employee + up to 4 drop off spaces (either off-street or on-street by permission of the city engineer)	1
Preschool	1 space per 2 employees + 2 drop off spaces (either off-street or on-street by permission of the city engineer)	1 space per employee + up to 4 drop off spaces (either off-street or on-street by permission of the city engineer)	2
School, grades K—12	1 space per classroom + 1 space per 5 students of legal driving age based on the maximum number of students attending classes at any one (1) time	2 spaces per classroom + 1 space per 3 students of legal driving age based on the maximum number of students attending classes at any one (1) time	2
School, vocational or business	1 space per classroom + 1 space per 5 students based on the maximum number of students attending classes at any one (1) time	1 space per classroom + 1 space per 3 students based on the maximum number of students attending classes at any one (1) time	2
Social, Cultural, Charitable and Recreational Facilities			
Athletic field, including stadiums and grandstands	As approved by C.U.P. where the use requires a C.U.P. otherwise, as determined by the zoning administrator.	As approved by C.U.P. where the use requires a C.U.P. otherwise, as determined by the zoning administrator.	1
Cemetery	None	As approved by C.U.P.	1
Club or lodge	1 space per 500 sq. ft. of GFA	1 space per 100 sq. ft. of	2

	excluding rooming units + 1 space per rooming unit	GFA excluding rooming units + 1 space per rooming unit	
Community center	As determined by the zoning administrator based on the principal uses in the community center	As determined by the zoning administrator based on the principal uses in the community center	
Community garden	None	See Specific Development Standards	1 The minimum requirement of 4 spaces shall not apply
<u>Community service facility</u>	<u>1 space per 500 sq. ft. of GFA in excess of 4,000 sq. ft.</u>	<u>1 space per 200 sq. ft. of GFA</u>	<u>2</u>
Convention center	None if located in the downtown area, otherwise as determined by the zoning administrator	As determined by the zoning administrator	2
Developmental achievement center	1 space per 500 sq. ft. of GFA + 2 drop off spaces (either off-street or on-street by permission of the city engineer)	1 space per 200 sq. ft. of GFA + up to 4 drop off spaces (either off-street or on-street by permission of the city engineer)	2
Educational arts center	1 space per classroom + 1 space per 5 students based on the maximum number of students attending classes at any one (1) time	1 space per classroom + 1 space per 3 students based on the maximum number of students attending classes at any one (1) time	2
Golf course, miniature golf, or driving range	5 spaces per hole (golf course); 1 space per hole (miniature golf); 1 space per tee (driving range)	10 spaces per hole (golf course); 2 spaces per hole (miniature golf); 2 spaces per tee (driving range)	1
Library	1 space per 500 sq. ft. of GFA in excess of 4,000 sq. ft.	1 space per 200 sq. ft. of GFA	2
Mission	1 space per 500 sq. ft. of GFA in excess of 4,000 sq. ft.	1 space per 200 sq. ft. of GFA	2
Museum	1 space per 500 sq. ft. of GFA in excess of 4,000 sq. ft.	1 space per 200 sq. ft. of GFA	2
Park	None except that parks with facilities such as stadiums, golf courses, or indoor recreational facilities shall provide off-street parking as required by this	As determined by the zoning administrator	1

	chapter		
Theater, indoor, provided live performances only	Parking equal to 20% of the capacity of persons in the auditorium	Parking equal to 40% of the capacity of persons in the auditorium	2
Religious Institutions			
Convent, monastery or religious retreat center	1 space per 3 beds	1 space per bed	1
Place of assembly	Parking equal to 10% of the capacity of persons in the main auditorium and any rooms which can be added to the main auditorium by opening doors or windows to obtain audio or video unity	Parking equal to 40% of the capacity of persons in the main auditorium and any rooms which can be added to the main auditorium by opening doors or windows to obtain audio or video unity	2

Section 6. That the Institutional and Public Uses section of Table 541-3 contained in Section 541.180 of Chapter 541, Bicycle Parking, be amended to read as follows:

Table 541-3 Bicycle Parking Requirements

Use	Minimum Requirement	Bicycle Parking	Notes (see 541.180)
INSTITUTIONAL AND PUBLIC USES			
Education Facilities			
Colleges and universities	As approved by C.U.P.		1
School, grades K—12	3 spaces per classroom		1
School, vocational or business	1 space per classroom provided the requirement shall not exceed 40		1
Social, Cultural, Charitable and Recreational Facilities			
Club or lodge	3 spaces		1
Community center	6 spaces		1
Community service facility	3 spaces or 1 spacer per 5,000 sq. ft. of GFA, whichever is greater		<u>1</u>
Convention center	1 space per 50,000 sq. ft. of GFA		1
Library	1 space per 5,000 sq. ft. of GFA		1
Museum	3 spaces or 1 space per 10,000 sq. ft. of		2

	GFA, whichever is greater	
Theater, indoor, provided live performances only	3 spaces	2

Section 7. That the Institutional and Public Uses section of Table 541-9 contained in Section 541.490 of Chapter 541, Off-Street Parking and Loading, be amended to read as follows:

Table 541-9 Specific Off-Street Loading Requirements

Use	Minimum Loading Requirement
INSTITUTIONAL AND PUBLIC USES	
Educational Facilities	
College or university	As approved by C.U.P.
Early childhood learning center	None
Preschool	None
School, grades K—12	Low
School, vocational or business	Low
Social, Cultural, Charitable and Recreational Facilities	
Athletic field	None
Cemetery	None
Club or lodge	Low
Community center	Low
<u>Community service facility</u>	<u>None</u>
Community garden	None
Convention center	High
Developmental achievement center	None
Educational arts center	None
Golf course	None

Library	None
Mission	None
Museum	Low
Park	None
Theater, indoor, provided live performances only	Low
Religious Institutions	
Convent or monastery	None
Place of assembly	Low

Section 8. That the Institutional and Public Uses section of Table 548-1 contained in Section 548.30 of Chapter 548, Commercial Districts, be amended to read as follows:

Table 548-1 Principal Uses in the Commercial Districts

Use	C1	C2	C3A	C3S	C4	Specific Development Standards
INSTITUTIONAL AND PUBLIC USES						
Educational Facilities						
Early childhood learning center	P	P	P	P	P	✓
Preschool	P	P	P	P	P	✓
School, grades K—12	C	C	C	C	C	✓
School, vocational or business	C	P	P	P	P	✓
Social, Cultural, Charitable and Recreational Facilities						
Athletic field	C	C	C	C	C	✓
Club or lodge, with limited entertainment	C	P	P	P	P	
Club or lodge, with general entertainment		P	P	P	P	
Community center	C	P	P	P	P	✓
Community garden	P	P	P	P	P	✓
<u>Community service facility</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>✓</u>
Developmental achievement center	P	P	P	P	P	
Educational arts center	P	P	P	P	P	

Library	C	P	P	P	P	
Mission					C	✓
Museum	C	P	P	P	P	
Park, public	P	P	P	P	P	
Religious Institutions						
Convent, monastery or religious retreat center	C	P	P	P	P	✓
Place of assembly	P	P	P	P	P	

Section 9. That the Institutional and Public Uses section of Table 549-1 contained in Section 549.30 of Chapter 549, Downtown Districts, be amended to read as follows:

Table 549-1 Principal Uses in the Downtown Districts

Use	B4	B4S	B4C	B4N	Specific Development Standards
INSTITUTIONAL AND PUBLIC USES					
Educational Facilities					
College or university	C	C	C	C	✓
Early childhood learning center	P	P	P	P	✓
Preschool	P	P	P	P	✓
School, grades K—12	C	C	C	C	✓
School, vocational or business	P	P	P	P	✓
Social, Cultural, Charitable and Recreational Facilities					
Club or lodge, with general entertainment	P	P	P	P	
Community center	P	P	P	P	
Community garden		P	P	P	
<u>Community service facility</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>✓</u>
Convention center, public		P	P	P	
Developmental achievement center		P	P	P	
Educational arts center	P	P	P	P	
Library	P	P	P	P	
Mission			C		✓
Museum	P	P	P	P	
Park, public	P	P	P	P	

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Religious Institutions					
Convent, monastery or religious retreat center	P	P	P	P	✓
Place of assembly	P	P	P	P	

Section 10. That the Institutional and Public Uses section of Table 550-1 contained in Section 550.30 of Chapter 550, Industrial Districts, be amended to read as follows:

550.30. - Principal uses for the industrial districts.

Table 550-1 Principal Uses in the Industrial Districts

Use	I1	I2	I3	Specific Development Standards
INSTITUTIONAL AND PUBLIC USES				
Educational Facilities				
School, vocational or business	P	P	P	✓
Social, Cultural, Charitable, and Recreational Facilities				
Athletic field	P	P	P	✓
Club or lodge, with general entertainment	P	P		
Community center	P	P		✓
Community garden	P	P		✓
<u>Community service facility</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>✓</u>
Development achievement center	P	P		
Educational arts center	P	P		
Mission	C	C	C	✓
Park	P	P	P	
Religious Institutions				
Place of assembly	P	P		

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano (12)

Noes: (0)

Absent: President Johnson (1)

The ordinance was adopted.

RESOLUTIONS

Resolution 2016R-204 declaring June 20, 2016, as National Alzheimer's and Brain Awareness Day was adopted.

The following is the complete text of the unpublished summarized resolution.

RESOLUTION 2016R-204

**By B. Johnson, Reich, Gordon, Frey, Yang, Warsame, Goodman,
Glidden, Cano, Bender, Quincy, A. Johnson, and Palmisano**

Declaring June 20, 2016, as National Alzheimer's and Brain Awareness Day.

Whereas, June is Alzheimer's and Brain Awareness Month, and the Alzheimer's Association would like to ask for support in raising awareness of Alzheimer's; and

Whereas, simply by having a brain, every person in your community is at risk for developing Alzheimer's, a fatal disease that cannot be prevented, treated, or even slowed; and

Whereas, worldwide, there are at least 44 million people living with Alzheimer's and other dementias, and without a change, these numbers are expected to grow to 76 million by 2030; and

Whereas, Alzheimer's is the sixth-leading cause of death in the United States, and one in three seniors dies with Alzheimer's or another dementia; and

Whereas, 5.4 million Americans are living with Alzheimer's. An estimated 5.2 million people are age 65 and older, and approximately 200,000 individuals are under age 65 (younger-onset Alzheimer's); and

Whereas, only 45% of people with Alzheimer's disease or their caregivers report being told of their diagnosis, while over 90% of people with the four most common types of cancer have been told of their diagnosis; and

Whereas, in 2015, 15.9 million family and friends provided 18.1 billion hours of unpaid care to those with Alzheimer's and other dementias. That care had an estimated economic value of \$221.3 billion; and

Whereas, the Longest Day is a team event to raise funds and awareness for the Alzheimer's Association. Held annually on the summer solstice, the duration of this sunrise-to-sunset event symbolizes the challenging journey of those living with the disease, and their caregivers. Teams are encouraged to create their own experience as they fundraise and participate in an activity they love to honor someone facing the disease;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the City Council declares the 20th Day of June 2016 to be National Alzheimer's and Brain Awareness Day in the City of Minneapolis and that the 35W Bridge be lit in purple on this day.

Resolution 2016R-205 celebrating the 40 Year Anniversary of Hill & Lake Press was adopted.

The following is the complete text of the unpublished summarized resolution.

RESOLUTION 2016R-205

**By Goodman, Reich, Gordon, Frey, B. Johnson, Yang,
Warsame, Glidden, Cano, Bender, Quincy, A. Johnson, and Palmisano**

Celebrating the 40 Year Anniversary of Hill & Lake Press.

Whereas, in January, 1976, East Isles neighbors Win & Binky Rockwell and Carol Lowenthal published the inaugural issue of EIRA News for the East Isles Residents Association; and

Whereas, Lowry Hill residents Jim & Susan Lenfestey, seeking a better way to get information to the neighborhood, joined with EIRA News to create a joint monthly neighborhood newspaper; and

Whereas, in March, 1976 the first issue of Hill & Lake Press was published, with Win Rockwell and Jim Lenfestey as community editors; and

Whereas, in July, 1976, the Kenwood-Isles neighborhood joined the newspaper with Jon Westby as their community editor; and

Whereas, in January, 1979 the Cedar-Isles-Dean neighborhood joined Hill & Lake Press with Rhoda Lewin as community editor, thus completing coverage of the four neighborhoods around Lake of the Isles and Cedar Lake that continues to this day; and

Whereas, over 800 Hill and Lake residents have volunteered during the past 40 years to provide in-depth coverage for their neighbors of issues both big and small, upholding Hill and Lake Press's motto, "Where the biggies leave off..."; and

Whereas, in 1978, Hill & Lake Press published the first Kids Issue, organized by Holly Lewis, and during the next two decades over 400 children learned newspaper skills and the importance of community; and

Whereas, Hill & Lake Press has been the recipient of numerous awards from the Neighborhood Press Association, including best newspaper, best editorial coverage on a continuing basis, best graphic unit, best feature article, best on-going column, and best in-depth investigative article; and

Whereas, in the spring of 2002, with volunteer efforts waning, Jean Deatruck, assisted by Dorothy Childers, Jane Johnson, and Joyce Murphy, became the managing editor, a position she retains to

this day, overseeing articles, art, photography, advertising, printing and distribution of 6,000 papers to individual households and local businesses each month; and

Whereas, the community owes a debt of gratitude to the many hundreds of dedicated volunteers who have contributed to Hill & Lake Press over the past 40 years and who continue to keep it vibrant.

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the Mayor and City Council hereby acknowledge and celebrate Hill & Lake Press, recognizing the important role neighborhood newspapers play in contributing to the interconnectedness of our city and communities.

Resolution 2016R-206 recognizing Older Americans Month was adopted.

The following is the complete text of the unpublished summarized resolution.

RESOLUTION 2016R-206

**By Gordon, Reich, Frey, B. Johnson, Yang, Warsame,
Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, and Palmisano**

Recognizing Older Americans Month 2016.

Whereas, the City of Minneapolis includes a community of older Americans who deserve recognition for their contributions to our nation; and

Whereas, the City of Minneapolis recognizes that older adults are trailblazers—advocating for themselves, their peers, and their communities—paving the way for future generations; and

Whereas, the City of Minneapolis is committed to raising awareness about issues facing older Americans and helping all individuals to thrive in communities of their choice for as long as possible; and

Whereas, we appreciate the value of inclusion and support in helping older adults successfully contribute to and benefit from their communities; and

Whereas, our community can provide opportunities to enrich the lives of individuals of all ages by:

- Promoting and engaging in activity, wellness, and social involvement.
- Supporting the City of Minneapolis' senior initiatives.
- Emphasizing home- and community-based services that support independent living.
- Ensuring community members can benefit from the contributions and experience of older adults.

Now, Therefore, Be It Resolved by The City Council of the City of Minneapolis:

That May 2016 is hereby declared to be Older Americans Month.

Be It Further Resolved that every resident is urged to take time this month to acknowledge older adults and the people who serve them as powerful and vital individuals who greatly contribute to our community.

Resolution 2016R-207 declaring June 2016 Lesbian, Gay, Bisexual, and Transgender Pride Month was adopted.

The following is the complete text of the unpublished summarized resolution.

RESOLUTION 2016R-207

**By Quincy, Reich, Gordon, Frey, B. Johnson, Yang, Warsame,
Goodman, Glidden, Cano, Bender, A. Johnson, and Palmisano**

Declaring June 2016 Lesbian, Gay, Bisexual, and Transgender Pride Month.

Whereas, Minneapolis was the first city in the State of Minnesota to prohibit discrimination on the basis of sexual orientation and gender identity/expression, a position subsequently adopted by numerous Minnesota cities and the State itself; and

Whereas, Minneapolis was the first city in the State of Minnesota to adopt an ordinance creating a domestic-partner registry; and

Whereas, the City of Minneapolis has been steadfast in its commitment to full legal equality for same-sex couples, and in particular to an end to the exclusion of same-sex couples from marriage, as well as public and vocal proponent of the marriage equality statute passed in 2013 by the Minnesota State Legislature and signed by the Governor; and

Whereas, the Minneapolis City Council, in partnership with the Minneapolis School District, our legislative delegation and numerous advocacy organizations has long advocated for the 2014 passage of The Safe and Supportive Minnesota Schools Act, providing a clear definition of bullying, listing 19 categories of students often singled out for bullying, and creation a school climate center and council to provide up-to-date anti-bullying research to school districts, and focuses on bullying prevention; and

Whereas, Minneapolis has a thriving LGBT community, sustaining and sustained by so many welcoming organizations, places of worship, businesses, neighborhoods, schools, events, and more; and

Whereas, Minneapolis has benefited from the service and talents of numerous LGBT elected officials, on the City Council, the Park & Recreation Board, the Board of Estimate and Taxation, and in both the Minnesota House and Senate, as well as of countless appointed officials and city employees; and

Whereas, Minneapolis annually plays host to the Twin Cities LGBT Pride celebration, the City's largest outdoor festival, in which Loring Park is turned into a forum for celebrating LGBT pride and those, including allies, who work for it;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That June 2016 is hereby declared "Lesbian, Gay, Bisexual, and Transgender Pride Month" in the City of Minneapolis, and that residents and visitors are encouraged to participate in the numerous activities celebrating Lesbian, Gay, Bisexual, and Transgender Pride Month in the City and in the ongoing work of leading Minnesota toward full LGBT equality.

Be It Further Resolved that the 35W Bridge be lit red, orange, yellow, green, blue, and purple on June 24th and June 25th, 2016.

May 13, 2016

Resolution 2016R-208 recognizing Haitian Flag Day was adopted.

The following is the complete text of the unpublished summarized resolution.

RESOLUTION 2016R-208

By Cano

Recognizing Haitian Flag Day.

Whereas, in 1492 the Indigenous Taino people discovered the lost mercenary Christopher Columbus off the coast of what was known then and now as Haiti, a name deriving from the Arawak language, and one which was restored after Independence was won from the French; and

Whereas, after a painful history of Indigenous genocide and cruel exploitation of the labor of enslaved African peoples on vast sugar and coffee plantations that transferred significant wealth to European colonial powers, Haiti became the only nation in the Western Hemisphere to defeat three European empires, and remains the only nation in the world established as the result of a successful revolutionary uprising of enslaved African people; and

Whereas, hundreds of Haitians have made the Twin Cities their home, often as refugees, and this civically engaged community is a unique part of the diversity of Minneapolis, contributing to our vibrant arts, musical scene, and local business community; and

Whereas, when Haiti was hit by a devastating earthquake in 2010, the Haitian diaspora community in Minneapolis and around the world took action, gathering resources and supplies to send home, and the local Haitian community created the nonprofit Haitian Community of Minnesota to align efforts for the earthquake relief and have continued to provide services to local Haitian families through this organization; and

Whereas, the nation of Haiti and Haitian people all over the world celebrate Haitian Flag Day each year on May 18 which commemorates the adoption of the flag at the 1803 Arcahaye Conference and provides an opportunity for the Haitian community to come together to celebrate and share their history and culture;

Now, Therefore, Be It Resolved by The City Council of the City of Minneapolis:

That May 18, 2016, shall be recognized as Haitian Flag Day in Minneapolis.

UNFINISHED BUSINESS

On motion by Glidden, the prevailing wage requirements for public improvement contracts ordinance was postponed to the May 27, 2016, meeting.

NEW BUSINESS

A. Johnson gave notice of intent to introduce at the next regular meeting of the City Council the subject matter of an ordinance amending Title 20, Chapter 535 of the Minneapolis Code of Ordinances relating to Zoning Code: Regulations of General Applicability, amending regulations for lots containing two or more zoning classifications.

ADJOURNMENT

On motion by Quincy, the meeting was adjourned to Room 315, City Hall, for the purpose of discussing the legal matter of Metropolitan Interfaith Council on Affordable Housing (MICAHA), et al. v. City of Minneapolis, HUD Case Nos. 05-15-0007-6 and 05-15-0007-9; MICAHA, et al. v. Minneapolis/St. Paul Housing Finance Board, HUD Case Nos. 05-15-0006-6 and 05-15-0006-9.

ADJOURNED SESSION

Council Vice President Glidden called the adjourned session to order at 10:25 a.m. in Room 315, a quorum being present.

Deputy City Attorney, Erik Nilsson, stated that the meeting may be closed for the purpose of discussing attorney-client communications.

At 10:26 a.m., on motion by Glidden, the meeting was closed pursuant to Minnesota Statutes Section 13D.05, Subdivision 3(d) to discuss the litigation matter of Metropolitan Interfaith Council on Affordable Housing (MICAHA), et al. v. City of Minneapolis, HUD Case Nos. 05-15-0007-6 and 05-15-0007-9; MICAHA, et al. v. Minneapolis/St. Paul Housing Finance Board, HUD Case Nos. 05-15-0006-6 and 05-15-0006-9.

Present - Council Members Kevin Reich, Cam Gordon, Jacob Frey, Blong Yang, Abdi Warsame, Lisa Goodman, Alondra Cano, Lisa Bender, John Quincy, Andrew Johnson, Linea Palmisano, Vice President Elizabeth Glidden.

Absent - B. Johnson.

Also Present - Mayor Betsy Hodges; Susan Segal, City Attorney; Erik Nilsson, Deputy City Attorney; and Assistant City Attorney Shelley Roe; Andrea Brennan, Department of Community Planning & Economic Development; Casey Joe Cark, City Clerk, and Jackie Hanson, City Clerk's Office.

Roe summarized the legal matter Metropolitan Interfaith Council on Affordable Housing (MICAHA), et al. v. City of Minneapolis, and MICAHA, et al. v. Minneapolis/St. Paul Housing Finance Board from 10:28 a.m. to 11:24 a.m.

At 11:24 a.m., on motion by Quincy, the meeting was opened.

Quincy moved to authorize the City Attorney's Office to negotiate and execute any documents necessary to resolve the complaints filed against the City of Minneapolis and the Minneapolis/St. Paul Housing Finance Board, a joint powers board, with the United States Housing and Urban Development (HUD), titled as: *Metropolitan Interfaith Council on Affordable Housing (MICAHA) et al v. City of Minneapolis*,

May 13, 2016

HUD Case Nos. 05-15-0007-6 and 05-15-0007-9 and *MICAH et al v. Minneapolis/St. Paul Housing Finance Board*, HUD Case Nos. 05-15-0006-6 and 05-15-0006-9, with no admission of liability by the City or the Board and payment in the amount of \$10,000 to MICAH for fair housing purposes from Fund/Org. 6900 150 1500 145400.

On roll call, the result was:

Ayes: Reich, Gordon, Yang, Warsame, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano (10)

Noes: Frey, Goodman (2)

Absent: President Johnson (1)

The motion was adopted.

Approved by Mayor Betsy Hodges 5/13/2016.

(Published 5/17/2016)

The adjourned session of the City Council meeting was tape recorded with the tape on file in the office of the City Clerk.

On motion by Quincy, the meeting was adjourned to May 17, 2016, at the MacPhail Center for Music, 501 S 2nd St, for the purpose of receiving Mayor Betsy Hodges' 2016 State of the City Address.

Casey Joe Carl,
City Clerk